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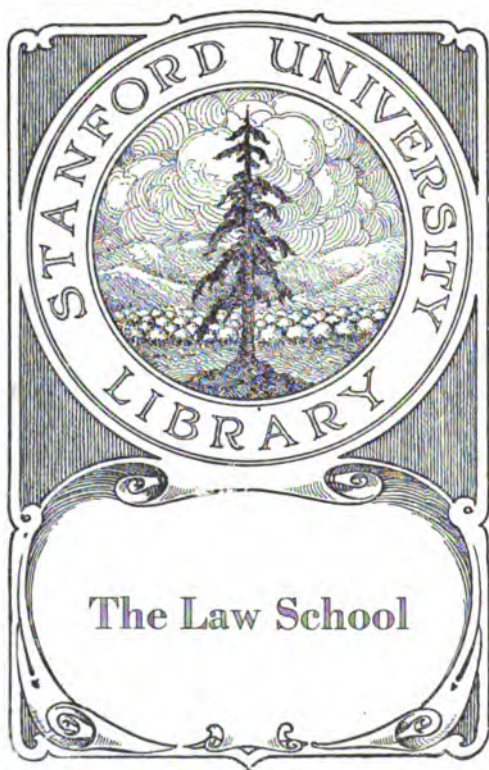
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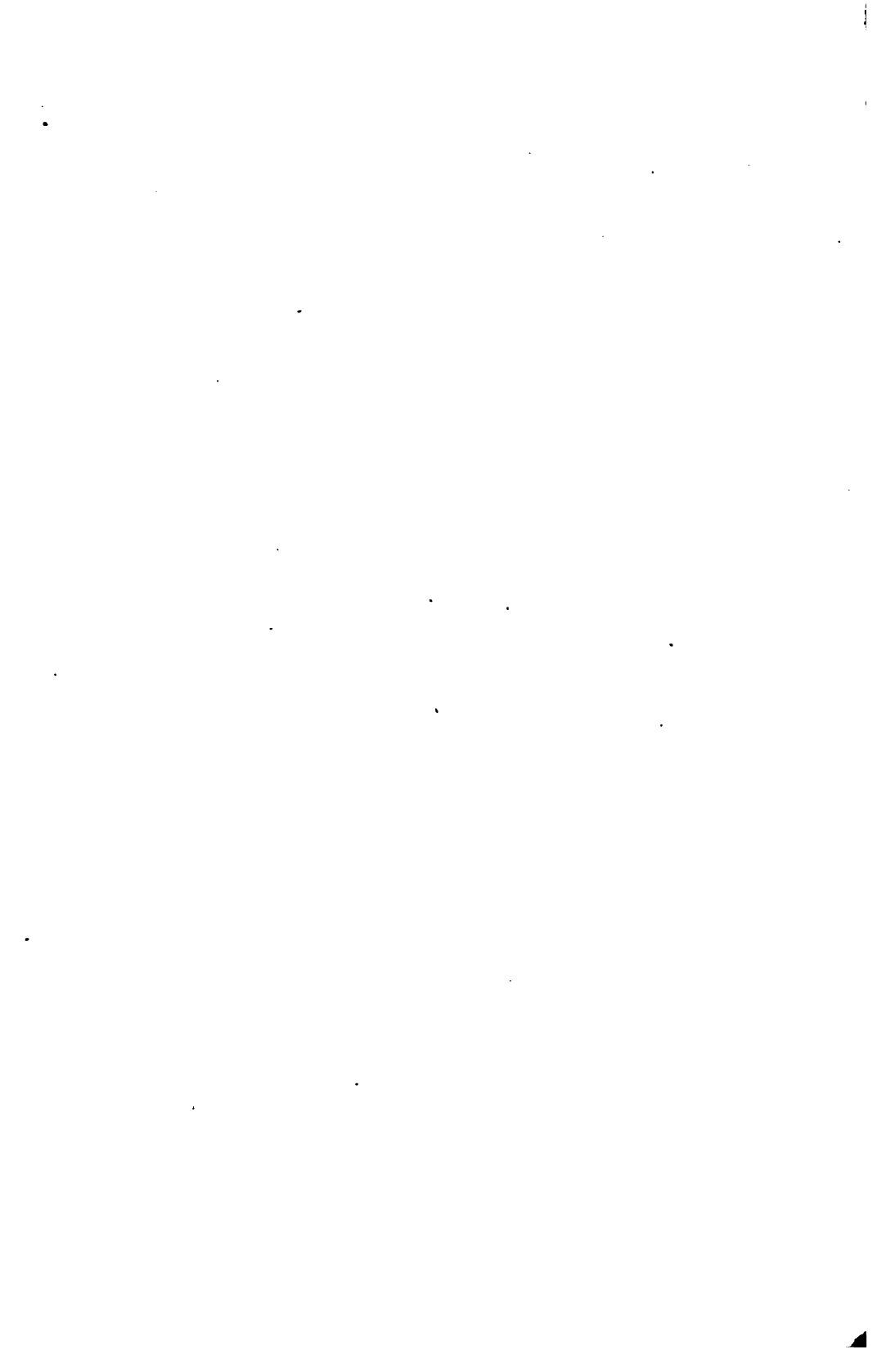
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South Carolina Collection





ACTS

AND

JOINT RESOLUTIONS

OF THE

GENERAL ASSEMBLY

OF THE

State of South Carolina,

PASSED AT THE

REGULAR SESSION OF 1902.

PRINTED BY ORDER OF THE GENERAL ASSEMBLY AND DESIGNED TO COMPLETE THE TWENTY-THIRD VOLUME OF THE STATUTES AT LARGE, COMMENCING WITH THE ACTS OF THE REGULAR SESSION OF 1899.

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EDITORIAL NOTE.

Beside the Acts and Joint Resolutions on above list there are two Acts relating to the office of Phosphate Commissioner and Common Carriers and a Joint Resolution relating to certain lost bonds, which were passed by the General Assembly at the regular session of 1902, but which have not at the date of the delivery of this copy to the State printer, March 22, 1901, been approved by the Governor; and this twenty-third volume of the Statutes at Large is closed without waiting upon them.

For List of Charters granted by the Secretary of State during the year 1901, see index "Charters."

In furnishing the copies of the Acts to the printer the spelling and punctuation in the enrolled Acts has been followed, with the corrections made by the Code Commissioner in brackets following.

Respectfully,

W. H. TOWNSEND,
Code Commissioner.



ACTS AND JOINT RESOLUTIONS

OF THE

GENERAL ASSEMBLY

OF THE

STATE OF SOUTH CAROLINA

Passed at the Regular Session which was begun and held at the City of Columbia on the Fourteenth Day of January, A. D. 1902, and was adjourned without day on the Twenty-second day of February, A. D. 1902.

M. B. MCSWEENEY, Governor. JAS. H. TILLMAN, Lieutenant-Governor and *ex officio* President of the Senate. W. F. STEVENSON, Speaker of the House of Representatives. ROBERT R. HEMPHILL, Clerk of the Senate. T. C. HAMER, Clerk of the House of Representatives.

PART I.

GENERAL AND PERMANENT LAWS.

No. 518.

AN ACT TO DECLARE THE CODE AS SUBMITTED BY THE CODE COMMISSIONER OF SOUTH CAROLINA TO BE THE ONLY GENERAL STATUTORY LAW OF THE STATE. A. D. 1902.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the Code as submitted by the Code Commissioner of South Carolina (which is hereto attached) be, and the same is hereby, declared to be the "Code of Laws of South Carolina, 1902. Adopted. This Code is published separately in two volumes."

A. D. 1902.

of Laws of South Carolina, 1902"; and said Code is hereby declared to be the only general statutory law of the State on the 14th day of January, 1902.

SEC. 2. This Act shall take effect immediately upon its approval.

Approved the 6th day of February, A. D. 1902.

No. 519.

AN ACT TO DECLARE THE LAW WITH REGARD TO REFERENCES IN ACTS TO STATUTES CODIFIED IN THE CODE OF LAWS OF 1902.

Construction
of References
in Acts at this
session to Stat-
utes embraced
in Code of
1902.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That whenever in any Act heretofore or hereafter passed during the regular session of the General Assembly of 1902, reference is made to any Act or Joint Resolution of the General Statutes of 1872 or of 1882, or to the Revised Statutes of 1893 or to any part thereof which has been codified and now forms a part of the Code of Laws of 1902, for the purpose of altering, amending, adding to, or repealing the said Acts, Resolutions or Statutes, said reference, alteration, amendment, addition or repeal shall be construed to apply to the said Code of Laws of 1902, as fully and specifically as though said Code of Laws of 1902 were mentioned in the Act containing said reference, alteration, amendment, addition or repeal.

SEC. 2. This Act shall take effect from its approval.

Approved the 25th day of February, A. D. 1902.

No. 520.

AN ACT TO DIRECT THE DISTRIBUTION TO THE UNIVERSITY OF THE SOUTH, AT SEWANEE, TENNESSEE, OF CERTAIN ACTS AND RESOLUTIONS, STATUTES AND CODES OF THIS STATE.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the Secretary of State be au-

thorized and directed to mail or express to the University of the South, at Sewanee, Tennessee, one copy of the Acts and Resolutions of this State, as the same are published; and also a copy of each of the General or Revised Statutes of 1873 and 1893 and the General Statutes of 1882 and the Code of 1902 when the same shall have been adopted, and of all future Codes when the same shall have been adopted.

A. D. 1902.

Law as to
distribution of
Code and Stat-
utes amended.
1901. XXIII.
899; Code of
Laws S. C.,
1902. Vol. 1,
860.

Approved the 11th day of February, A. D. 1902.

No. 521.

AN ACT TO PROVIDE FOR THE EXAMINATION INTO EXPENDITURE OF APPROPRIATIONS FOR STATE EDUCATIONAL INSTITUTIONS, THE CONDITION OF THE SAME, AND REPORT TO THE GENERAL ASSEMBLY.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the presiding officers of the Senate and House of Representatives shall annually appoint a committee, consisting of two members of the House of Representatives and one of the Senate, whose duty it shall be to examine in December of each year into the expenditure of all sums of money used for the maintenance and support of the State educational institutions of the State and the physical conditions of such institutions, and to report their finding to the General Assembly next after their appointment, together with any suggestions looking to the efficiency of such institutions or any of them.

Legislative
Committee to
examine into
expenditure of
appropriations,
State educa-
tional institu-
tions.

To follow
Civil Code, §
81, as § 81a.

SEC. 2. That each member of said committee shall receive as compensation for their services the same per diem and mileage as now allowed by law to the members of the General Assembly: *Provided*, That no per diem shall be allowed to members of said committee for more than twenty days.

Approved the 25th day of February, A. D. 1902.

A. D. 1902.

No. 522.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND AN ACT ENTITLED AN ACT TO PROVIDE FOR STATE INSURANCE OF PUBLIC BUILDINGS," APPROVED THE 19TH DAY OF FEBRUARY, A. D. 1900, APPROVED THE 21ST DAY OF FEBRUARY, 1901; SO AS TO EXCLUDE CERTAIN OTHER PUBLIC BUILDINGS, AND SO AS TO INCREASE THE AMOUNT OF PREMIUM PAID FOR INSURANCE, BY COUNTIES AND BY THE STATE ON THE WARRANT OF THE COMPTROLLER GENERAL, ANNUALLY TO THE SINKING FUND COMMISSION, AND SO AS TO ANNEX A PENALTY FOR NON-COMPLIANCE.

Law as to insurance by Sinking Fund of public buildings amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That an Act entitled "An Act to amend an Act entitled An Act to provide for State insurance of public buildings," approved the 19th day of February, A. D. 1900, approved the 21st day of February, 1901, be, and the same is hereby, amended as follows: After the word "colleges" and before the word "graded," on the 4th printed line of Section 1, as amended by said Act, insert the words: State Hospital for the Insane, South Carolina Institution for the Education of the Deaf, Dumb and Blind," and strike out the word "one-half" and insert in lieu thereof the word "two-thirds, on the 4th printed line of Section 2, as given in said Act; and in Section 4, as given in the said Act, after the word "annually," on the first printed line, insert the words on the warrant of the Comptroller General, who shall issue his warrant therefor," and strike out the word "one-half" and insert in lieu thereof the word "two-thirds"; and add the following to the said Act, to be designated as Section 10 of the original Act: "Section 10. That any County Supervisor failing or refusing to comply with the provisions of this Act shall be guilty of a misdemeanor, and upon conviction thereof shall be fined in a sum of not less than \$50.00 nor more than \$100.00, or imprisoned not less than 20 nor more than 30 days; so that the said Sections (which are really Sections of the original Act), when so amended, shall read as follows, and the Sections of the original Act, which have not been amended, to wit: Sections 5, 6, 7, 8 and 9, are hereby and herein repeated to avoid confusion; so that the said original Act, with all amendments, shall read as follows:

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: That after the expiration of the policies of insurance on any and all public buildings in and of this State, and of the several Counties of this State, colleges, State Hospital for the Insane, South Carolina Institution for the Education of the Deaf, Dumb and Blind, graded school buildings and common school houses excepted, now of force, no insurance shall be taken on any of such buildings for a longer time than until the first day of January, 1901; and after that date all insurance on public buildings shall be carried in the manner hereinafter provided, excepting in cases in which policies of insurance heretofore taken out may expire after 1st January, 1901, to which case the provisions of this Act shall not apply until the expiration of such policies.

A. D. 1902.

Buildings to
be insured.
Civil Code, §
121, amended.

SEC. 2. That beginning on the first day of January, 1901, or on the expiration of such policies as may expire after the 1st January, 1901, there shall be paid annually, to the Commissioners of the Sinking Fund, by each County in this State, two-thirds of the amount paid annually in premiums for insurance on its public buildings, for the purpose of creating an "Insurance Sinking Fund," which money, when received by said Commissioners of the Sinking Fund, shall be held and invested by them, as other funds in their hands, for the purposes hereinafter provided; and that a separate account of such funds shall be kept.

Premiums,
Civil Code, §
122, amended.

SEC. 3. That the value of public buildings of each of the Counties, as fixed by the policies of insurance on said buildings, now of force, shall be taken to be the value of such buildings, and the amount of insurance fixed by said policies be the amount of insurance to be allowed and carried on said buildings under this Act.

Amount in-
sured. Civil
Code, § 123,
amended.

SEC. 4. That the State Treasurer shall pay annually, on the warrant of the Comptroller General, who shall draw his warrant therefor, to the Commissioners of the Sinking Fund, two-thirds of the amount now paid annually in premiums for insurance on public buildings of the State. No insurance shall be carried on the State House.

Premiums,
Civil Code, §
124.

SEC. 5. That the value of all public buildings hereafter built shall be the actual cost of such buildings, and the insurance to be carried shall be three-fourths of such value.

Insurable val-
ue. Civil Code,
§ 125.

A. D. 1902.

Adjustment
of losses. Civ-
il Code, § 126.

SEC. 6. In case any of such public buildings of any County of the State be damaged by fire or lightning, three appraisers shall be appointed, one to be named by the Commissioners of the Sinking Fund, one by the County Supervisor, and the two so appointed shall select the third, who shall ascertain and fix the amount of the damage, and file their report with the Commissioners of the Sinking Fund and with the County Treasurer of the County where the loss occurred, and the said Commissioners of the Sinking Fund shall pay to the County Treasurer the amount so fixed. In case of a total loss by fire or lightning of any of such public buildings, the amount of insurance carried under this Act shall be paid by the Commissioners of the Sinking Fund to the County Treasurer of the County where the loss occurred; and in case of loss or damage to any State building insured under this Act, the amount of loss shall be fixed by a like appraisalment, one appraiser to be named by the State Treasurer; and the amount of loss, when fixed, shall be placed by the Sinking Fund Commission to the credit of an account to be opened in the name of the building lost or damaged, and use the same to pay for the rebuilding or repairing of such building.

Limit of in-
surance fund.
Civil Code, §
127.

SEC. 7. That when the insurance fund herein provided for reaches the sum of two hundred thousand dollars, no further premiums shall be paid, either by the Counties or the State, until a part of such fund has been used in the payment of losses; and in that event the premiums of insurance shall be again paid, as provided in Sections 3 and 4 of this Act, until the fund again reaches the sum of two hundred thousand dollars.

Officers to in-
surre buildings.
Civil Code, §
128.

SEC. 8. That the proper officers having by law the care and custody of State or County buildings, shall insure such buildings under the provisions of this Act, whether such buildings have been heretofore insured or not.

Values, how
fixed where no
insurance is
now carried.
Civil Code §
129.

SEC. 9. In those Counties where no insurance is at present carried on the public buildings, or where it is desired to increase or decrease the amount of insurance, the value of the buildings and the amount of insurance to be carried shall be fixed by three appraisers, appointed in the manner provided for appointing appraisers in Section 6 of this Act. The amount of insurance carried on any building insured under this Act shall not exceed three-fourths of the value of such building; and the

rate charged for insurance on buildings not heretofore insured shall be the same rate charged on other like buildings, with a just additional amount on account of exposures, to be fixed by the said appraisers, when in their judgment such additional premium is necessary. A. D. 1902.

SEC. 10. Where it is desired to increase or decrease the rate charged for insurance on any buildings heretofore insured or hereafter to be insured under this Act, so as to make said rate commensurate with any increased or diminished hazard or exposure of any such building, the rate shall be fixed by three appraisers appointed in the manner provided for appointing appraisers in Section 6 of this Act. Rate of premium; how changed. Civil Code, 129a.

SEC. 11. That any County Supervisor failing or refusing to comply with the provisions of this Act shall be guilty of a misdemeanor, and, upon conviction thereof, he shall be fined in a sum not less than \$50.00 nor more than \$100.00, or imprisoned not less than 20 nor more than 30 days. Penalty for violation by County Supervisor. Crim. Code, 394a.

Approved the 20th day of February, A. D. 1902.

No. 523.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND AND DECLARE THE LAW IN REFERENCE TO THE DUTIES AND POWERS OF THE COUNTY AUDITORS IN REFERENCE TO THE ASSESSMENT OF PROPERTY FOR TAXATION WHEN A FALSE, FRAUDULENT OR OTHER IMPROPER RETURN HAS BEEN MADE, APPROVED DECEMBER 24TH, 1892.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That an Act entitled "An Act to amend and declare the law in reference to the duties and powers of the County Auditor in reference to the assessment of property for taxation when a false, fraudulent or other improper return has been made, be, and the same is hereby, amended by adding thereto another Section, to be known as Section five, as follows: Section 5: *Provided, however,* The Sections of this Act shall only apply to State, County, municipal and school taxes; so that as amended said Act shall read as follows: Law as to duties of County Auditor with reference to assessment of property.

Amended.

A. D. 1902.

Assessment.
A step in col-
lection of
taxes. Civil
Code, § 863.

Section 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That from and after the passage of this Act, the assessment of property for taxation shall be deemed and held to be a step in the collection of taxes.

Construction
of Civil Code,
§§ 858, 859, 860,
861 and 862, as
in Civil Code,
§ 863.

SEC. 2. "That Sections 239, 240, 241, 242, 243, 244, of Chapter XI. of the General Statutes, relating to the assessment and taxation of property, be, and the same are hereby, declared to be in full force and effect, and shall be construed to mean as giving full and complete power to the County Auditor, independent of any rights conferred upon County Boards of Assessors or other officers, as to securing a full and complete return of property for taxation in all cases as expressed in said Sections, whether fraudulently or otherwise improperly or incompletely made.

Action of
Auditor not re-
viewable by the
Courts. Civil
Code, § 863.

SEC. 3. That the action of said Auditor under the Sections set forth in the 2d Section of this Act shall not be interfered with by any Court of this State by *mandamus*, summary process or any other proceeding, but the taxpayer shall have the right, and no other, to pay his tax on such return under protest, as now provided by law.

When to take
effect.

SEC. 4. That this Act shall go into effect immediately upon its approval by the Governor.

To what taxes
applicable. Civil
Code, § 863,
amended.

SEC. 5. *Provided, however*, The Section of this Act shall only apply to State, County, municipal and school taxes.

Approved the 26th day of February, A. D. 1902.

No. 524.

AN ACT TO DECLARE ALL CONTRACTS ENTERED INTO WITH INTENT TO EVADE PAYMENT OF TAXES OR IN FRAUD OF THE TAX LAWS OF THIS STATE AGAINST PUBLIC POLICY.

Contracts in
evasion of tax
laws against
public policy.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That all contracts that are entered into with intent to evade payment of taxes or in fraud of the tax laws of this State be, and are hereby, declared against public policy.

SEC. 2. That no Court in this State shall lend its aid in the enforcement of such contract whether the same has heretofore been entered into or may hereafter be entered into.

A. D. 1902.

Not enforce-
able in courts.

SEC. 3. That the Courts of this State shall not lend their aid to enforce any contract entered into as a substitute for or having as its consideration a previous contract of the nature or class of contracts hereinbefore declared against public policy.

Substituted
contracts of
same effect.
Civil Code 430a

Approved the 26th day of February, A. D. 1902.

No. 525.

AN ACT TO REPEAL SECTION 276 OF THE GENERAL STATUTES OF 1882, INCORPORATED IN REVISED STATUTES OF 1893, AND TO FIX THE TIME FOR THE PAYMENT OF TAXES, ASSESSMENTS AND PENALTIES, AND OF ENFORCING PAYMENT OF SAME BY EXECUTION.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 276 of the General Statutes of 1882, and Section 333 of Revised Statutes of 1893, be, and the same are hereby, repealed and the following inserted in lieu thereof:

When taxes
are payable; de-
linquent taxes;
penalty; exe-
cution. Civil
Code, § 406,
amended.

Section 2. That all State and County taxes, and all taxes collected when State and County taxes are collected, shall be due and payable on or before thirty-first day of December of each and every year, and if such taxes and assessments are not paid on or before said time, a penalty of one per centum thereon shall be added by the County Auditor on the County duplicate and collected by the County Treasurer; and if the said taxes and assessments and penalties are not paid on or before the first day of February next thereafter, an additional penalty of one per centum thereon shall be added by the County Auditor on the County duplicate and collected by the County Treasurer; and if the said taxes, assessments and penalties are not paid on or before the first day of March next thereafter, an additional penalty of five per centum thereon shall be added by the County Auditor on the County duplicate and collected by the County Treasurer; and if the said taxes, assessments and penalties are not paid on or before the fifteenth day of March next

A. D. 1902.

thereafter, the said County Treasurer shall issue his tax execution for the said taxes and assessments and penalties against the property of the defaulting taxpayer according to law.

Repealing
clause; excep-
tions.

"Section 3. The provisions of this Act shall in no wise apply to railroad taxes and assessments of any townships of this State that have heretofore issued bonds and coupons in aid of railroads which have not been completed through said township or townships.

SEC. 4. All Acts and parts of Acts inconsistent herewith are hereby repealed.

Approved the 26th day of February, A. D. 1902

No. 526.

AN ACT TO AMEND SECTION 339 REVISED STATUTES, BEING SECTION 171 GENERAL STATUTES, RELATING TO THE COLLECTION OF TAXES WITHOUT BEING STAYED BY PROCESS OF COURT.

Collection of
certain taxes
not to be stay-
ed by process
of Court. Civ-
il Code, § 412,
amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 339 Revised Statutes, being Section 171 General Statutes, be, and the same is hereby, amended by adding at the end of said Section the following: "*Provided*, That this Section shall only apply to State, County, city, town, and school taxes"; so that, as amended, said Section shall read as follows:

Section 339 (171). The collection of taxes shall not be stayed or prevented by any injunction, writ or order issued by any Court or Judge thereof: *Provided*, That this Section shall only apply to State, County, city town and school taxes; and taxes voted by townships in aid of railroads where the roads have been completed through said townships.

Approved the 26th day of February, A. D. 1902.

No. 527.

A. D. 1902.

AN ACT TO FURTHER AMEND SECTION 349 OF THE REVISED STATUTES OF 1893, RELATING TO THE SEIZURE AND SALE OF A DEFAULTING TAXPAYER'S ESTATE (AS HERETOFORE AMENDED BY ACT NO. 349, APPROVED 20TH FEBRUARY, 1901, AND APPEARING AT PAGES 612 AND 613 OF THE 23D VOLUME OF THE STATUTES AT LARGE).

SECTION I. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 349 of the Revised Statutes of 1893, relating to the seizure and sale of a defaulting taxpayer's estate (as heretofore amended by Act No. 349, approved 20th of February, 1901, and appearing at pages 612 and 613 of the 23d volume of the Statutes at Large), be, and the same is hereby, further amended by striking out the said Section 349, and inserting in lieu thereof the following:

"Section 349. Under and by virtue of said warrant or execution, the Sheriff shall seize and take exclusive possession of so much of the defaulting taxpayer's estate, real or personal, or both, as may be necessary to raise the sum of money named therein, and said charges thereon; and, after due advertisement, sell the same before the court house door in the County, on a regular salesday, and within the usual hours for public sales, for cash, give to the purchaser (upon his complying with the terms of sale) a receipt for the purchase money, but not make *title* to the purchaser until the expiration of six months from the day of sale, if the property sold be not redeemed as hereinafter provided, and annex said receipt to the duplicate warrant with the endorsement thereon of his action thereunder, and shall, after deducting from proceeds of sale the costs and expenses of said sale, pay over to the County Treasurer the taxes, charges and penalties due and incurred by said defaulting taxpayer; and upon written notice given, or information ascertained from the records, of any mortgage or other lien on said premises so sold for taxes, shall hold the excess, if any, until authorized or directed by proper judicial authority as to mode of disposition, or by the written consent of the defaulting taxpayer that the said excess be paid over to the mortgage or lien creditor, and according to priority if more than one: *Provided*, That the owner or grantee or any mortgage creditor

Sheriff to seize, advertise and sell property under execution for delinquent taxes; right of redemption; execution of title. Civil Code, § 423, amended.

A. D. 1902.

Redemption;
proceedings onWhen p u r -
chaser shall re-
ceive title and
possession.Proviso as to
sales under Act
of 1901. Civil
Code, 423.

may within six months from the day of such sale redeem such property by paying to the Sheriff the taxes, penalties, costs and expenses of said sale, together with 8 per cent. interest on the whole amount of the purchase price of said land so sold, and thereupon the Sheriff shall pay back and refund to the said purchaser the amount paid on his bid, with interest as above stated, and the bid by said purchaser shall be then cancelled and revoked, the owner or grantee remaining in possession of his said land: *Provided, further,* That should any mortgagee redeem said land as above permitted, then the amount so paid by him for taxes, charges, costs and penalties shall be added to the mortgage debt or other lien, with same incidents as to priority and with same rate of interest and collectable in the same way as the original mortgage debt. Upon failure of defaulting taxpayer or other party interested to redeem said land so sold for taxes within six months as stated, then the Sheriff shall make title to the purchaser and put the purchaser in possession of the property sold and conveyed: *Provided, further,* That in case of threatened waste or damage to the premises by the owner or any other party, during the six months allowed for redemption, the purchaser at said tax sale shall have the right to apply to the Court of Common Pleas or a Judge thereof for injunction against such waste and for a receiver to take charge of the property until the end of the six months for redemption unless sooner redeemed: *Provided, further,* That in any case where the Sheriff of any County shall have made a deed under the Act approved the 20th day of February, 1901, and said land has been or shall be redeemed under the provisions of said Act, it shall be the duty of the Sheriff upon demand of the owner of said land to execute to said owner a deed of the land so redeemed, citing the proceedings under which said land was sold, and upon said deed being executed and delivered, the title to said land shall revert in the owner as though said tax sale had never been made.

Approved the 25th day of February, A. D. 1902.

No. 528.

A. D. 1902.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO RAISE REVENUE FOR THE SUPPORT OF THE STATE GOVERNMENT BY THE LEVY AND COLLECTION OF A TAX ON INCOMES," APPROVED 5TH DAY OF MARCH, 1897.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 8 of an Act entitled "An Act to raise revenue for the support of the State government by the levy and collection of a tax on incomes," approved 5th March, 1897, be amended by adding the following at the end thereof: "*Provided*, That nothing in this Section contained shall be construed to prevent the County Auditor from entering upon his own and the County Treasurer's tax duplicate the names of persons liable for the payment of the tax herein provided for and the net amount of the assessment on which the tax is to be levied, nor from submitting, before such entry, to the Township Boards of Assessors and the County Boards of Equalization, the names of the persons liable as aforesaid, and the net amount of the taxable income returned by them to him, nor from submitting to said boards the names of those persons to whom he has furnished blank returns"; so that said Section, as thus amended, shall read as follows:

Section 8. That it shall be unlawful for any County Auditor, or other officer charged with any duties in carrying out the provisions of the Act, to divulge or in any manner whatever make known the amount or source of income, profits or expenditures, or any particular thereof, set forth or disclosed in any income return by any person or corporation, or to permit any income return or copy thereof in any book containing any abstract or particulars thereof, to be seen or examined by any person, except as provided by law; and it shall be unlawful for any person to print or publish in any manner whatever, not provided by law, any income return or any part thereof, or the amount or source of income, profits or expenditures, appearing in any income return; and any offense against the foregoing provision shall be a misdemeanor, and be punished by a fine not exceeding five hundred dollars, or imprisonment not exceeding six months, and if the offender be an officer of the State or any County thereof, or deputy or employee, he shall, on conviction,

Criminal Code.
§ 489 amended.

County Auditor or officer
forbidden to
disclose returns
for assessment
of taxes on in-
comes. Criminal
Code, § 489.

A. D. 1902.

Proviso,
amendment.

be removed from office by the Governor: *Provided*, That nothing in this Act contained shall be construed to prevent the County Auditor from entering upon his own and the County Treasurer's tax duplicate the names of persons liable for the payment of the tax herein provided for, and the net amount of the assessment on which the tax is to be levied; nor from submitting, before such entry, to the Township Boards of Assessors and County Board of Equalization, the names of the persons liable as aforesaid, and the net amount of the taxable income returned by them to him; nor from submitting to said Board the names of those persons to whom he has furnished blank returns.

Approved the 25th day of February, A. D. 1902.

No. 529.

AN ACT TO ESTABLISH CONGRESSIONAL DISTRICTS IN THE STATE.

Congressional
District changed.
Civil Code,
§ 227, amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the State be divided into seven Congressional Districts, as follows:

The First Congressional District shall be composed of the Counties of Charleston, Berkeley, Colleton, Dorchester and Clarendon.

The Second Congressional District shall be composed of the Counties of Aiken, Bamberg, Barnwell, Beaufort, Edgefield, Saluda and Hampton.

The Third Congressional District shall be composed of the Counties of Pickens, Oconee, Anderson, Abbeville, Greenwood and Newberry.

The Fourth Congressional District shall be composed of the Counties of Laurens, Spartanburg, Greenville and Union.

The Fifth Congressional District shall be composed of the Counties of Cherokee, Chester, York, Fairfield, Kershaw, Chesterfield and Lancaster.

The Sixth Congressional District shall be composed of the Counties of Marlboro, Marion, Horry, Darlington, Florence, Williamsburg and Georgetown.

The Seventh Congressional District shall be composed of the Counties of Richland, Sumter, Orangeburg and Lexington. A. D. 1902.

SEC. 2. Until the next apportionment be made by the Congress of the United States, each of said Congressional Districts shall be entitled to elect one member to represent this State in the Congress of the United States. When to take effect.

SEC. 3. All Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed: *Provided*, That nothing herein contained shall affect the rights and duties of the Representatives of the House of Representatives of the Congress of the United States chosen in this State at the last general election in the several Congressional Districts of this State. Repealing clause.

Approved the 20th day of February, A. D. 1902.

No. 530.

AN ACT TO AMEND THE LAW IN RELATION TO THE NAMES AND LOCATIONS OF THE VOTING PRECINCTS IN THIS STATE.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That from and after the approval of this Act by the Governor the names and the locations of the voting precincts in this State shall be and remain as now established by law, except in the Counties hereinafter mentioned, in which the names and locations of voting places shall be as hereinafter provided and established: Location and names of voting precincts changed in certain Counties. Civil Code, § 203 amended as to Abbeville.

Abbeville—In the County of Abbeville there shall be voting precincts as follows: Abbeville Court House, Mt. Carmel, Willington, Donaldsville, Magnolia, Central School House in Long Cane Township, Clotworthy's Cross Roads, McCormick, Bryant's Cross Roads, Keowee, Rocky Springs and Cheatham's Mill. Abbeville,

Berkeley—In the County of Berkeley there shall be voting places as follows: In the parishes of St. Thomas and St. Dennis, Muster House and Bates' Still; in the parish of St. James Santee, Henderson's Store; in the parish of St. Stephens, St. Stevens Depot and Gumville; in the parish of St. Johns Berkeley, Calamus Pond, Black Oak, Strawberry Ferry, Pinopolis, Cross Graded School and Biggin Church; in the parish of St. Berkeley.

A. D. 1902. James Goose Creek, Holly Hill, Hilton's Cross Roads, Cooper's Store and Carn's Cross Roads, and one at Eutawville.

Colleton. Colleton County—There shall be the following voting places in Colleton County: Wagener's Cross Roads, Jacksonboro, Adam's Run, Green Pond, Cottageville, Maple Cane, Horse Pen, Hendersonville, Snyder's Cross Roads, Rice Patch Belles Cross Roads Snook's [Smoak's] Cross Roads, Doctor's Creek, Ashton, Lodge, Petit's Store, Peoples Club, Williams, Berarors Church, Walterboro and Warners' Cross Roads.

Chesterfield. Chesterfield—In the County of Chesterfield there shall be voting places as follows: Chesterfield Court House, Cheraw, S. W. Brock's Office, Wexford, Mount Croghan, Cross Roads, Jefferson, Catarrh, Dudley, Fox Place, McBee, Middendorf, Brown Springs, Bethel, Douglass' Mill, Grant's Mill, Patrick and Wingo, in the western part of Mt. Crogan Township, and one at Plains.

Darlington. Darlington—In the County of Darlington there shall be voting places as follows: Darlington Court House, Mechanicsville, Society Hill, Leavensworth, Hartsville, Ashland, Lydia, Lamar, Cypress, Garners Store, Earley's Cross Roads, Bethlehem Church in Antioch Township, McColl's Branch in Philadelphia Township, and Palmetto.

Dorchester. Dorchester—In the County of Dorchester there shall be the following voting places: Reevesville, St. George, Grover, Indian Field, Harleyville, Ross's, Ridgeville, Beach Hill, Delemars, Knightsville, and Summerville at Town Hall.

Florence. Florence—There shall be voting places as follows: In the City of Florence there shall be two, No. (1) one and No. (2) two, Ebenezer, Timmons ville, Cartersville, James Cross Roads, Langston's School House, Mars Bluff, Evergreen, Hymansville, Hicks School House, Beulah, Tans Bay, Hannah, Savage, Pleasant Grove and Back's Swamp, at McCall's Store.

Georgetown. Georgetown—In the County of Georgetown there shall be voting places as follows: Georgetown No. 1 at or near Georgetown Court House, Georgetown No. 2 at or near old pay office of the Atlantic Coast Lumber Company, Sampit, Carver's Bay, Choppee, Black River, Potato Ferry, at or near Ivey's Store, Pee Dee, Greer's, Upper Waccamaw, Lower Waccamaw near Waverly Mills, Santee near store of H. S. Cordes & Son, Spring Branch and Bethel Crossing.

A. D. 1902.

In the County of Horry there shall be voting places as follows: Adrian, Bayboro, Blanton's Cross Roads, Cedar Grove, Chapel Hill, Conway, Dog Bluff, Ebenezer, Floyd's School House, Grayhamville, Hammond, Hardee's Store, Little River, Loris, Martin's Hill, Marlow, Daisy, in Simpson Green Township, Sanford, Socastee, Taylorsville, Farmer, Withers and Wampee in Little River Township.

Horry.

In the County of Lexington there shall be voting places as follows: Lexington Court House, T. J. Drafts' Store, Leesville, Lewiedale, Gaston, Lairds Mill, Irmo, Ballentine, Chapin, Efird's Store, Peaks Station, P. W. Shealy's Store, Hilton, Samaria, Batesburg, Swansea, Red Store, Hoffman's Burnt Mill, Brookland, Spring Hill, Folk's School House, Red Bank, Brook, Lower Fork at St. Andrew's School House, Edmund, Pelion, and Crout's Store.

Lexington.

Laurens—In the County of Laurens there shall be voting places as follows: Laurens Court House, Laurens Cotton Mills, Sardis, Langston's Church, Ora, Pleasant Mound, Young's Store, Parson's Store, Power, Gray Court, Diall's Church, Shiloh, Woodville, Tumbling Shoals, Brewster, Daniel's Store, Tip Top, Mount Pleasant, Cross Hill, Mounville, Hopewell, Waterloo and Ekon, Clinton Cotton Mills, Clinton and Preston.

Laurens.

Lancaster—in the County of Lancaster there shall be voting places as follows: Lancaster Court House, Thornwell, New Cut, Tradesville, Taxshaw, Welch, Carmell, Heath Springs, Flat Creek, Belair, Primus, Dwight, Kershaw, Van Wyck, Elgin, Montgomery and Haile Gold Mine.

Lancaster.

In Oconee County the voting places shall be as follows: Fair Play, South Union, Earle's, Tokeena (at Cross Roads), Oakway, Friendship, Seneca, Richland, Westminster, Fort Madison, Tugaloo Academy, Holly Springs, Table, Damascus, Double Spring, Cherry Hill, Little River, Tamossee, Jocassee, Salem, High Falls, West Union, Walhalla, Newry, Clemson College.

Oconee.

Newberry—In the County of Newberry there shall be voting places as follows: At Newberry Court House there shall be two polling places, one of which shall be located near the Cotton Factory, Glymphville, Maybinton, Whitmire, Cromer's, Jalapa, Longshore's, Williams, Utopia, Prosperity, Hendrix Mill, Slighs, Jolly Street, Central School House in Township

Newberry.

A. D. 1902. No. 10, Pomaria, Walton, Helena, Mt. Bethel, St. Philip's in No. 11 Township and Little Mountain.

Spartanburg. Spartanburg—In the County of Spartanburg there shall be voting places as follows: Ardella, Arrowwood, Arlington, Arkwright, Becca, Beaumont, Bishop, Boiling Springs, Brannon, Campton, Campobello, Cannon's Camp Ground, Cashville, Cavins, Cherokee, Clifton No. 1, Clifton No. 2, Clifton No. 3, Crescent, Cowpens, Cross Anchor, Duncan, Enoree, Fair Forest, Fairview, Fairmont, Fingerville, Glendale, Glenn Springs, Green Pond, Golightly, Hobby's, Hebron, Holly Spring at Bruce's Store, Inman, Landrum, Moore, McKelveys, New Prospect, Pacolet, Pacolet Mills (within five hundred yards of Company's Store), Paris, Pelham, Pauline, Reidsville, Rich Hill, Spartan Mills, Switzer, Swain, Spartanburg No. 1, Spartanburg No. 2, Spartanburg No. 3, Spartanburg No. 4, Spartanburg No. 5, Spartanburg No. 6, Trough, Tuccapaw, Valley Falls, Victor Mills, Walnut Grove, Wellford, Whitney, Woodruff, Wood's Chapel and Berry's at Berry's P. O.

Marlboro. Marlboro County—In the County of Marlboro there shall be voting places as follows: Bennettsville, Red Hill, Brownsville, Hebron, Clio, McCall, Newtonville, Antioch School House, Smithville, Tatum, and Blenheim.

Aiken. Aiken—In the County of Aiken there shall be the following voting places: Aiken Court House, Bath Mills, Bank's Mills, Creed's Store, Eureka, Fountain Academy, Hamburg, Kneeces Mill, Langley, Talotha P. O., Montmorenci, Oak Grove School House, Otts, Page and Hankinson's Store, Perry, Sallys, Seivern, Sylvester, Sunnyside, Wagener, Windsor, Vacluse, Ellenton, White Pond, Warrenville, Clear Water.

Kershaw. Kershaw—In the County of Kershaw there shall be voting precincts as follows: Camden Market House, Robbin's Cross Roads, Cureton Mill, Long's Mill, Bethune, Westville, Buffalo School House, Brewer's Store, Liberty Hill, McLeans Branch, Antioch, Stockton Place, Kirkley's Store, Rolly's Mill, Shaylor's Hill and Hanging Rock.

Greenville. In the County of Greenville there shall be voting places as follows: Six in the City of Greenville, to be located by the Commissioners of Election; one to be in each ward of said city, to bear the same number as the ward in which it is located; Reedy River Mills, West Gantt School House, Reedy Fork, A. W.

Wares, Fork Shoals, T. Henry Stoke's, Old Fairview Academy, Pedens Old Store, Butler's Cross Roads, Jonesville Academy, Batesville, James Green's, Taylor's Station, Double Spring's Church, T. G. Mitchell's, Hellams Crossing, S. W. Bartons (in Glassy Mountain Township), Merrittsville School House, Jennings's Mill, Montague, Piedmont Factory, Gowensville, Marietta, West Dunklin New School House, Locust, Tygerville, Reed's School House, one box for Sampson and Poe Mills, to be located at Sampson, Bessie, Reese's Store, Fountain Inn, Greer's, Simpsonville and Lambets School House.

A. D. 1902.

Marion—In the County of Marion there shall be voting places as follows: Ariel, at Back Swamp School House, Bermuda, at Bermuda P. O., in Carmichael Township; Berry's Cross Roads, Campbell's Bridge, Cedar Grove, at Cedar Grove in Wahee Township; Centerville, Dillon, Friendship, Hamer (formerly Carmichael), at Hamer, in Carmichael Township; High Hill, Latta, Little Rock, Marion, Mt. Nebo, Mullins, Nichols, Old Ark, Temperance Hill, Hopewell, at or near Hopewell Church, and one at Bennett's Store, to be called Judson, in Harleesville Township.

Marion.

Cherokee—In the County of Cherokee there shall be voting places as follows: Grassy Pond, Maud, Ezell's, White Plains, Ravenna in White Plains Township, Allens, Draytonville, Timber Ridge, Littlejohn's at T. G. Littlejohn's, Sarratts, Wilkinsville, King's Creek, Cherokee Falls, Blacksburg, Buffalo, Macedonia, Antioch, Butler at Potter's Old Store in Morgan Township, Wood, Turner, and Thickety.

Cherokee.

There shall be three voting places in the town of Gaffney as follows: At Holt's Store in Ward One, to be known as Gaffney No. One; one at the National Bank in Ward Two, to be known as Gaffney No. Two; one at W. T. Thompson's Shop in Ward No. Five, to be known as Gaffney No. Three.

Hampton—In the County of Hampton there shall be the following voting places: Brunson, Hampton Court House, Varnville, Early Branch, Gillisonville, Tillman, Brighton, Ridgeland, Estill, Luray, Bonnette, Stafford, Scotia, Gifford and Seminole.

Hampton.

Barnwell—In the County of Barnwell there shall be the following voting places: Allendale, Barnwell, Baldock, Blackville, Erwinton, Jerry Snellings, Robbins, Kline, Dunbarton,

Barnwell.

A. D. 1902. Tinker's Creek School House, Sycamore, Ulmers, Millet, Williston, Elko, Hercules' Creek School House and Fairfax.

Union.

Union—For the County of Union there shall be voting places as follows: Union Court House, Cross Keys, Blackrock, Carlisle, Santuc, Adamsburg, Kelton, Jonesville, Gibbs, Coleraine, West Springs, and Lockhart Mills, to be located within five hundred yards of the factory, one at Buffalo Mills, Bofinsville Township, and one at Monach Mills, Union Township.

York.

York—In the County of York there shall be voting places as follows: Yorkville, Hickory Grove, Clark's Fork at McGill's Store, Bethany, Forest Hill Academy, Fort Mill, Rock Hill, Coates' Tavern, Ogden, at Ogden School House in Bethesda Township, McConnellsville, Blairsville, Bullocks Creek at Good's Store, Bethel, Clover, Newport, Sharon, Tirzah, Smyrna, Ebenezer, and one at Flint Hill at Flint Hill School House in Fort Mill Township.

Approved the 27th day of February, A. D. 1902.

No. 531.

AN ACT FIXING THE SALARIES OF CIRCUIT SOLICITORS.

Salaries of
Circuit Soli-
citors. § 651
Civil Code,
amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: The Circuit Solicitors of each Circuit shall receive a salary at the rate of fifteen hundred dollars per annum each, except the Solicitor of the First Circuit, whose salary shall be at the rate of eighteen hundred dollars per annum; such salaries shall be in lieu of all charges against the State and Counties. All costs from defendants shall be paid over by the Solicitor to the County Treasurer for the use of County. They shall also receive the same per diem and mileage as members of the General Assembly while in attendance upon the sessions thereof.

SEC. 2. That all Acts and parts of Acts in conflict with this Act are hereby repealed.

Approved the 25th day of February, A. D. 1902.

No. 532.A. D. 1902.


AN ACT TO AMEND SECTION 727, GENERAL STATUTES, BEING SECTION 776, REVISED STATUTES, VOL. I, BY REDUCING THE BOND OF THE CLERK OF COURT FOR OCONEE COUNTY TO \$6,000.00, AND BY REDUCING THE BOND OF THE CLERK OF COURT FOR SALUDA COUNTY TO \$5,000.00.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 727, General Statutes, being Section 776, Revised Statutes, Vol. I, be, and the same is hereby, amended so that as amended said Section shall read as follows:

Official bonds
Clerks of Court
Civil Code, §
904, amended.

SEC. 776 (727). Before receiving their commissions they shall enter into bond, to be approved and recorded and filed, as prescribed in Chapter XVIII., Article I., in the penal sums following: The bond of the Clerk for Charleston County, twenty thousand dollars; for Horry and Oconee Counties, six thousand dollars; for Edgefield and Saluda Counties each five thousand dollars; and for each of the other Counties, ten thousand dollars.

Approved the 20th day of February, A. D. 1902.

No. 533.

AN ACT TO AMEND SECTIONS 4 AND 5 OF AN ACT ENTITLED "AN ACT TO REQUIRE THE SUPERVISORS OF THE STATE TO PUBLISH QUARTERLY REPORTS," SO AS TO MAKE THE SAID ACT GENERAL, AND SO AS TO REPEAL INCONSISTENT ACTS AND PARTS OF ACTS.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 4 of an Act entitled "An Act to require the Supervisors of the State to publish quarterly reports," approved the 2d day of March, A. D. 1897, be amended by striking out the proviso to said Section, so that the said Section, as amended, shall read as follows: That the failure of any of the Supervisors to publish said report shall be a misdemeanor, punishable by fine or imprisonment, or both, within the discretion of the Court.

County Su-
pervisors to
publish q u a r-
t e r l y r e p o r t s ;
p e n a l t y f o r
f a i l u r e .

A. D. 1902.

Civil Code, §
769 amended.
To be inserted
in Crim. Code
at 894a.

SEC. 2. That Section 5 of the said Act be amended by adding the following clause thereto: "And all Acts and parts of Acts inconsistent with this Act are hereby repealed, so that the said Section 5, as amended, shall read as follows:

Section 5. That this Act shall take effect immediately upon its approval, and all Acts and parts of Acts inconsistent with this Act, are hereby repealed.

Approved the 25th day of February, A. D. 1902.

No. 534.

AN ACT TO AMEND ARTICLE VIII (RELATING TO MAGISTRATES) OF CHAPTER XX. OF TITLE I. OF PART I. OF VOLUME I. OF THE CODE OF LAWS OF SOUTH CAROLINA, 1902.

Law as to
Magistrates
amended in cer-
tain Counties.

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: That article VIII. (relating to Magistrates), of Chapter XX., of Title I., of Part I., of Volume I., of the "Code of Laws of South Carolina, 1902," be, and the same is hereby, amended

(1) By striking out all of sec. 1008 (relating to Barnwell County), and in lieu thereof inserting the following:

Barnwell.
Civil Code, §
1008.

Sec. 1008. Barnwell County—There shall be nine Magistrates in Barnwell County, each to appoint a Constable, with location and salaries as follows: One Magistrate each at Barnwell Court House, Blackville, Allendale and Williston, at a salary each of two hundred and fifty dollars, and each of these Magistrates to have a Constable at a salary of two hundred and eighty-five dollars; and one Magistrate each at Red Oak, Ulmer, Four Mile and Dunbarton, whose salary each shall be one hundred and twenty-five dollars, and each of these Magistrates to have a Constable at a salary of one hundred and twenty-five dollars; and one Magistrate at Klein, whose salary shall be seventy-five dollars, and his Constable shall receive a salary of seventy-five dollars. The Magistrate at Allendale shall hold his Court at Fairfax one day in each week, when the business of the Court requires it. And the Magistrate at Red Oak shall hold his Court at or near W. W. Armstrong's store, in

Baldock Township, one day in each week, when the business of the Court requires it. A. D. 1902.

Bamberg—For Bamberg County, that there shall be in the County of Bamberg four Magistrates; one each for the towns of Bamberg and Denmark, one for the town of Olar, who shall also hold his court at least once a week at Govan, and one for Ehrhardt who shall at least once a week hold his court at Fish Pond; said Magistrates shall each appoint a Constable who shall execute a good and sufficient bond in the penal sum of two hundred and fifty dollars conditioned for the faithful performance of their duties; that said Magistrates shall receive the following salaries, to wit: At Bamberg \$200.00, at Denmark \$300.00, at Ehrhardt \$100, at Olar \$100.00; and the constables appointed by said Magistrates shall receive the following salaries at Bamberg \$170.00, at Denmark \$200.00 at Ehrhardt \$100.00 at Olar \$90.00. The salaries of said Magistrates and Constables shall be paid monthly as salaries of other county officers; and said Magistrates and Constables for the County of Bamberg shall be subject to all the terms, conditions and requirements of the Act approved the 8th day of February, A. D. 1901, page 677, and so far as the same relates to Bamberg County; and that the office of Magistrate and Constable for Govan and Fish Pond is hereby abolished. Bamberg,
Civil Code, §
1007.

(2) Striking out the fifth clause or paragraph of section 1011 (relating to Charleston County), beginning with the words "The Magistrates of the County of Charleston outside of the city of Charleston," and ending with the words "outside of the said city," and in lieu thereof insert the following: Charleston,
Ib., § 1011.

"The Magistrates of the County of Charleston outside of the city of Charleston shall be located as follows: One on Edisto Island, one on Wadmalaw Island, two on John's Island, one on James Island, one on Sullivan's Island, one in the Parish of St. Andrew, one at the town of Mt. Pleasant, one at Owendaw Bridge, on Owendaw Creek, which divides the Parish of St. James Santee from Christ Church Parish, and one at McClellanville; and they shall have jurisdiction as Magistrates and Deputy Coroners over any and every part of said County outside of the said city."

(3) By striking out all of sec. 1016 (relating to Clarendon County) and in lieu thereof inserting the following: Clarendon,
Ib., § 1016.

A. D. 1902.

Sec. 1016. Clarendon County.—Magistrates shall be appointed in Clarendon County as follows: One shall reside in the town of Manning, one at or near New Zion Church, one at Foreston, one at Pinewood, one at Paxville, one at or near St. Paul. The Magistrates appointed to serve outside of the town of Manning shall each appoint one person to act as Constable, in serving the processes of their respective Courts, removable at pleasure. It shall be the duty of the Sheriff of Clarendon County to perform all of the duties of Constable for the Magistrate at Manning, in criminal cases, without receiving any extra compensation therefor.

In lieu of all fees and costs for criminal proceedings, heretofore paid him by the county, the Magistrate at Manning shall be allowed a salary of three hundred dollars per annum, and each of the other Magistrates the sum of one hundred dollars per annum; and each Constable appointed as aforesaid shall receive a salary of seventy-five dollars per annum, except the Magistrate at St. Paul, who shall receive a salary of one hundred and seventy-five dollars per annum, and his Constable the sum of one hundred dollars per annum. Said salaries shall be payable quarterly on the 1st of January, April, July, and October, by the County Treasurer, out of the county funds, upon the orders of the County Supervisor.

Each Magistrate so appointed shall give a bond of five hundred dollars for the faithful performance of his duties, to be approved by the Judge of the Third Circuit, and each Constable shall give a bond in the sum of two hundred dollars, to be approved by the Magistrate appointing him.

(4) By striking out all of sec. 1020 (relating to Edgefield County) and in lieu thereof inserting the following:

Edgefield, *Ib*,
1020.

Sec. 1020. Edgefield County.—There shall be in Edgefield County eight Judicial Districts, as follows, to wit: The First District shall embrace those parts of Wise and Pickens Townships not in District Two; the Second District shall embrace Shaw Township, and that portion of Merriwether, Wise and Pickens Townships within the following limits, to wit: East of the old Stage Road from Kendrick's by the Tillman Place, Mt. Vintage to Mays, and then turn to the right, leaving the old Stage Road and go by Gary Place, crossing the old Plank Road between Walter Miller's and Barr place, thence around

A. D. 1902.

by T. G. Smith's; thence to J. Deloach's; thence leaving Weaner Road Rock Quarry to intersect the Weaner Road, taking the road by Harmony Church on to Mark Toney's, thence the road leading to Holmes' Mill; thence to where this road enters the Aiken Road, near Dr. Timmerman's, and the salary of the Magistrate and Constable in the said Second District shall each be one hundred dollars. The Third District shall embrace those portions of Johnston, Mobley and Ward Townships remaining in Edgefield County; the Fourth District shall embrace Merriwether, Gregg and Collins Townships not embraced in Second District; the Fifth District shall embrace Washington and Ryan Townships; the Sixth District shall embrace Collins Township; the Seventh District shall embrace Tolbert, Moss and Hibler Townships; the Eighth District shall embrace Blocker Township, that portion of Grey Township lying south of the line surveyed for Greenwood County, that portion of Pine Grove Township remaining in Edgefield County, and that portion of Pickens Township lying north of little Turkey Creek and west of a straight line running from a point on said creek five hundred yards above the bridge on road between Capt. J. C. Brooks' and estate of John Harris, in a northeasterly direction, to the Saluda County line, at a point fifty yards north of Calvary Church. The office of the Magistrate of the First District shall be at Edgefield Court House, and his salary shall be one hundred and fifty dollars per annum; the office of the Magistrate of the Third District shall be at Johnston, and his salary shall be one hundred dollars per annum; the office of the Magistrate of the Fourth District shall be at Parksville and his salary shall be one hundred dollars per annum; the salary of the Magistrate of the Sixth Judicial District shall be fifty dollars per annum; the salary of the remaining Magistrates in said County shall be each seventy-five dollars per annum: *Provided, however,* That the criminal jurisdiction of the Magistrate of the First District shall not be confined to the township of that district, but shall extend over the whole County of Edgefield, except that the trial and examination of cases shall be had before the Magistrate nearest the defendant for the County of Edgefield, under the provisions of this Act shall be authorized and empowered to appoint and employ a person to act as Constable, who shall receive from the County as compensation for his ser-

A. D. 1902. vices the same amount as that received by the Magistrate making such appointment, and which shall be paid in the same manner.

(5) By striking out all of sec. 1025 (relating to Greenwood County), and in lieu thereof insert the following:

Greenwood,
Ib., 1025.

Sec. 1025. Greenwood County—Ten Magistrates shall be appointed for Greenwood, and no more. One shall be commissioned for each of the following places, viz: Greenwood, Ninety-Six, Hodges, Troy, Bradley, Verdery, Coronaca, Ganes Lyon, and Kinard's Store, each shall have his office at the place for which he shall be appointed. Each of said Magistrates shall receive compensation for his services and in lieu of all costs and fees in criminal cases the sum of fifty dollars, except the Magistrate at Greenwood, who shall receive one hundred and fifty dollars, and the Magistrate at Ninety-Six, who shall receive one hundred dollars. In addition to their salaries they shall receive, when called upon to act as Coroner, the fees allowed by law for such service. Each of said Magistrates is authorized to appoint a Constable to serve and execute such process as he may issue, except the Magistrate of Greenwood, who shall issue all processes to the Sheriff. Each Constable shall receive as compensation for his services and in lieu of all costs and fees in criminal cases, the sum of fifty dollars per annum. Said Constables shall be paid, in addition to their salaries for conveying prisoners to jail or to the chaingang, at the rate of six cents per mile for each mile of necessary travel computed from the office of the Magistrate to the jail or to the chain gang, as the case may be; the salaries and other compensations of Magistrates and Constables, as herein provided, shall be due and payable quarterly upon the orders of the County Supervisor; and that the County Board of Commissioners be authorized and required to furnish Magistrates with the necessary blanks used in criminal cases. Each of said Magistrates shall collect and pay over to the County Treasurer all costs and fees, to which he or the Constables employed or appointed by him would have been entitled but for the provisions of this Section, together with all fines collected. He shall at least ten days prior to each term of the Court of General Sessions of the County make out and file with the Clerk of said Court a certified transcript of his criminal docket, which shall show the

amount of fees, costs and fines imposed, and the amount collected thereon, which transcript shall be for the investigation of the grand jury, and shall be in lieu of the investigation of the books and records of the Magistrates of the County as provided by law.

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(6) By striking out all of Section 1024 (relating to Greenville County) and in lieu thereof inserting the following:

Sec. 1024. Greenville.—At the expiration of the present terms of Magistrates now being filled in Greenville County, there shall be appointed twenty Magistrates for said County, as follows: two for the city of Greenville, at a salary of three hundred dollars each, with jurisdiction and powers as now provided by law, and one each for Austin, Bates, O'Neal, Glassy Mountain, Highland, Cleveland, Dunklin, Fair View, Gantt, Paris Mountain, Saluda and Oak Lawn Townships, at a salary of fifty dollars per year each, with jurisdiction within their respective townships of all cases triable by Magistrates and in all other matters as now prescribed by law. Two for Grove Township, having concurrent jurisdiction in said township of all matters triable by Magistrates as now provided by law, and each to receive a salary of fifty dollars per annum, one of whom shall have his office at Piedmont. Two for Butler Township, with concurrent jurisdiction in said township of all matters triable by Magistrates as is now provided by law, and each to receive an annual salary of fifty dollars, and one of whom shall have his office at Batesville, in said township. Two for Chick Springs Township, with concurrent jurisdiction in said township of all matters triable by Magistrates as now provided by law, one of whom shall have his office at the town of Greers, and each to receive a salary of fifty dollars per annum.

Each of the aforesaid Magistrates shall appoint a Constable, who shall receive a like salary with themselves: *Provided*, That the Magistrates in and for the City of Greenville shall each appoint a Constable immediately upon the approval of this Act. That the County Supervisor shall furnish all of said Magistrates all necessary stationery and blanks for criminal business.

(7) By striking out all of sec. 1032 (relating to Marion County), and in lieu thereof inserting the following:

Section 1032. Marion County.—Magistrates in Marion County shall be as follows: one Magistrate at Marion Court

Marion, *Ib.*, 1032.

A. D. 1902.

House, who shall receive an annual salary of three hundred and fifty dollars, and who shall appoint a Constable, who shall receive an annual salary of one hundred and fifty dollars; one Magistrate at Dillon, to receive an annual salary of one hundred and fifty dollars, and to appoint a Constable, who shall receive an annual salary of one hundred dollars; two Magistrates to reside south of the Wilmington, Columbia and Augusta Railroad, and one in Harlesville Township, and one in Bethea Township, each to receive an annual salary of sixty dollars, and each to appoint a Constable, at the annual salary of sixty dollars; one Magistrate at or near Mullins, to receive an annual salary of one hundred dollars, to appoint a Constable at an annual salary of one hundred dollars; one Magistrate at or near Latta, one in Hillsboro Township, one in Kirby Township, and one in Manning Township, each of whom shall receive an annual salary of eighty dollars, each to appoint a Constable, who shall receive an annual salary of eighty dollars: *Provided*, Each and every of the aforesaid salaries shall be paid quarterly, and shall be in full of all fees and costs in criminal cases: *Provided, further*, That so much be earned by each Magistrate and Constable, respectively, in criminal cases, to be proved by itemized and verified accounts, at the rate of the last fee bill for the County submitted quarterly, to the County Board of Commissioners, and if not then, such Magistrate of Constable, as the case may be, shall receive only a sum equal to the actual amount earned by him, in criminal cases, according to the fee bill: *Provided, further*, That on each quarterly account, as above required, there shall be the affidavit of the claimant to the effect that all costs, fees and fines, in criminal cases, collected by or for the claimant, to date, have been fully turned over to the County Treasurer, to which shall be appended an itemized statement of same, and the receipt, or copy receipt of the Treasurer therefor: *Provided*, That before any Constable so appointed enters upon the duties of his office he shall file with the Clerk of the Court of said County, a certificate of his appointment, signed by the Magistrate appointing him, subscribe the oath and give the bond as now provided by law for Constables; and said Clerk shall give to such Constable, under his official seal, a certificate to the effect that said Constable has complied with the provisions of this Act; and such certificate

shall be conclusive evidence of the official character of said Constable: *Provided, further*, That any Magistrate may direct his papers to the Sheriff for service, and in such case the Sheriff shall serve same, and shall receive the same compensation therefor which the Constable would be entitled to for same service: *Provided, further*, That any one undertaking the position of Constable shall serve for at least one year, whether he finds the office profitable or not, and shall serve all papers while Constable, and perform all duties as Constable when required by the Magistrate, on pain of indictment for official misconduct.

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(8) By striking out all of sec. 1033 (relating to Marlboro County), and in lieu thereof inserting the following:

Sec. 1033. For Marlboro County.—Seven Magistrates shall be appointed, each of whom shall have jurisdiction throughout the County. First. Two of said Magistrates shall keep their offices in the town of Bennettsville, and each shall receive annually a salary of two hundred dollars. Second. One shall be appointed for Clio who shall annually receive a salary of one hundred dollars; one shall be appointed for McColl who shall receive an annual salary of two hundred dollars. Third. One shall be appointed for Brownsville and Blenheim, who shall receive annually a salary of one hundred dollars. One shall be appointed for Brightsville and one for Smithville, each of whom shall receive annually a salary of fifty dollars. Fourth. Each of said Magistrates, except the two who are required to hold their offices in Bennettsville, may appoint a Constable who shall annually receive the following salaries, to wit: The Constable appointed for McColl shall receive a salary of one hundred dollars and the one for Clio shall receive a salary of seventy-five dollars, and the one for Brownsville and Blenheim shall receive a salary of sixty dollars, and the one appointed for Brightsville and Smithville respectively shall receive annually a salary of forty dollars; and the Sheriff of said County shall, ex officio, act as the Constable of the two Magistrates at Bennettsville, receiving the salary provided by law: *Provided*, That in lieu of appointing a Constable, any Magistrate appointed for said County may, by certificate in writing filed in the Clerk's office of said County, designate the Sheriff to act as his Constable, in which case, said Sheriff shall receive the salary herein provided to be paid to the Constable of such Magistrate: *Pro-*

Marlboro, *ib*,
1033.

A. D. 1902.

vided, further, That nothing herein contained shall prevent any Magistrate from appointing, and each of said Magistrates is hereby expressly authorized to appoint said Sheriff to act as Constable in any criminal case or proceeding where the Constable appointed by him fails or refuses to perform his duty: and in the event such special appointment is made, the Sheriff shall be entitled to receive the fees now provided by law for such service, the amount of which shall be deducted from the salary of the Constable thus failing or refusing to perform his duty. Sixth. That before any Constable so appointed enters upon the discharge of the duties of his office, he shall file with the Clerk of Court of said County a certificate of his appointment, signed by the Magistrate appointing him, subscribe the oath and give the bond as now provided by law for Constables; and said Clerk shall thereupon give to such Constable, under his official seal, a certificate to the effect that said Constable has complied with the provisions of this Act, and such certificate shall be conclusive evidence of the official character of said Constable. That said Constable shall serve all papers and execute all processes in criminal cases or proceedings issued by the Magistrate appointing him. Seventh. That the salaries herein provided to be paid to said Magistrates, Constables and Sheriffs, shall be in lieu of all costs and fees in criminal cases and proceedings, both as against the County and the defendant or defendants: *Provided,* That nothing herein contained shall affect the fees of said Sheriff when executing processes issued out of the Court of General Sessions. Eighth. Said salaries shall be payable quarterly by the County Treasurer of said County, upon the warrant of the County Board of Commissioners of the same: *Provided,* That before such warrant is issued, each of said Magistrates shall exhibit to said County Board of Commissioners both his civil and criminal dockets: *Provided, further,* That each of said Magistrates and each of said Constables shall subscribe and file with the said Board an affidavit that all fines, costs and fees paid to, or collected and received by him in criminal cases and proceedings, has been paid over to the County Treasurer of said County; and said Sheriff shall sign and file with said Board, a similar affidavit as to fines, costs and fees paid to, or collected and received by him. Ninth. That the County Board of Commissioners of said County, at the ex-

pense of the County, shall furnish to each of said Magistrates, a criminal and civil docket. A. D. 1902.

(9) By striking out all of sec. 1034 (relating to Newberry County), and in lieu thereof inserting the following :

Sec. 1034. Magistrates in Newberry County.—In Newberry County eleven Magistrates shall be appointed, one of whom shall reside in the Township No. 1, one in the town of Prosperity, one in the town of Little Mountain, one in each of the townships Nos. 3, 4, 5, 6, 7, 10 and 11. The Magistrate in Newberry shall receive an annual salary of two hundred and forty dollars ; in Prosperity, ninety-six dollars ; in Township No. 4, fifty dollars ; in Township No. 3, twenty-five dollars, and in all the others thirty-six dollars each per annum ; said salaries shall be in lieu of all fees in criminal cases and shall be paid quarterly. Each of said Magistrates may appoint a Constable, who shall receive the same salary as the Magistrate appointing him, in lieu of all fees in criminal cases, and each Constable shall also receive five cents per mile each way for each mile necessarily traveled in serving and executing warrants in criminal cases in Court of General Sessions and for conveying prisoners, after conviction, to the jail or chain gang. The Sheriff of the County shall act as Constable for any Magistrate who does not appoint a Constable and shall receive as his compensation the salary herein provided for the Constable. Each Magistrate shall file with the Clerk of the Court of Common Pleas and General Sessions a certificate of the appointment of his Constable, and said Constable, before entering upon the discharge of his duties, shall file with the said Clerk a bond in the penal sum of two hundred dollars in the form now required by law for Constables. The County Supervisor shall furnish dockets and blanks for said Magistrates for criminal cases only : *Provided*, That the Constables appointed as aforesaid shall serve throughout the County all papers issued in criminal cases by Magistrates appointing them, except in case where said Constables are not able to serve the same for good and sufficient cause, which cause shall be made to appear by affidavit on any account rendered against the County by the person actually serving the same : *Provided, further*, That the County Board of Commissioners shall furnish a suitable office for the Magistrate in the town of Newberry. The jurisdiction of each Magistrate shall extend

A. D. 1902. throughout the County and shall not be confined to the township in which he resides.

(10) By striking out all of sec. 1038 (relating to Richland County), and in lieu thereof inserting the following:

Richland, *Ib.*,
1038.

Sec. 1038. Richland County.—There shall be ten Magistrates in Richland County, located as hereinafter provided, who shall receive as compensation for their services in criminal cases and on inquests when acting as Coroner, in lieu of all costs and fees, annual salaries as follows: Two at Columbia, to receive a salary of eight hundred dollars each; one at Waverly, to receive a salary of one hundred and twenty dollars; one at Eastover, to receive a salary of one hundred and twenty dollars; one at Gadsden, to receive a salary of one hundred and twenty dollars; one at Camp Ground, to receive a salary of one hundred and twenty dollars; one at Davis, to receive a salary of one hundred and twenty dollars; one at Killian's, to receive a salary of one hundred and twenty dollars; one at Hopkins, to receive a salary of one hundred and twenty dollars; one at Garner's, to receive a salary of one hundred and twenty dollars; and one at Wateree, to receive a salary of one hundred and twenty dollars. Each of said Magistrates are authorized to appoint a person to act as Constable in serving and executing process issued by him, who shall give the bond, and take the oath required by law. The Constables so appointed shall receive as compensation for their services in criminal cases, and in lieu of all costs and fees therefor, annual salaries as follows: The Constables at Columbia, three hundred dollars each; the Constable at Waverly, ninety dollars; the Constable at Eastover, ninety dollars; the Constable at Camp Ground, ninety dollars; the Constable at Hopkins, \$90; the Constable at Davis, \$90; the Constable at Killian's, ninety dollars; the Constable at Garner's, ninety dollars; the Constable at Gadsden, ninety dollars: *Provided*, That said Constables shall be entitled to [besides] their salaries to mileage of five cents per mile each way for carrying persons to jail under commitment.

(110a) By striking out all of Section 1040 and inserting in lieu thereof the following:

Spartanburg,
Ib., 1040.

Section 1040. Spartanburg County.—

(a) Eighteen Magistrates shall be appointed in and for the County of Spartanburg, two of whom shall reside and have

their offices in the city of Spartanburg. The said Magistrates shall be paid for their services annual salaries, payable quarterly, on the first day of January, April, July and October, as follows :

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The Magistrates in the city of Spartanburg, each, three hundred dollars; the Magistrates at Clifton and Duncan's, each, one hundred and twenty-five dollars: *Provided*, The Magistrate at Duncan's shall attend two days in each week, if so many be necessary, for the hearing and disposition of causes at Victor Mills; the Magistrate at Pacolet Mills, one hundred dollars; the Magistrate at Woodruff, seventy-five dollars; the Magistrates at Glendale and Paris, each, sixty-five dollars; all others in said County, each, fifty dollars.

(b) The Magistrates, residing in the city of Spartanburg shall have and exercise jurisdiction over the whole County.

All other Magistrates in said County shall have and exercise a like jurisdiction: *Provided*, That the defendant in any action or proceeding, whether criminal or civil, begun before any Magistrate in said County, except those residing in the city of Spartanburg, shall have the right to have the same transferred to and examined or tried by the Magistrate residing nearest him not disqualified; or if there be more than one defendant, then by the nearest Magistrate to the defendants, or one of them, as the Magistrate issuing the papers shall decide: *Provided*, That demand for such transfer be made before the examination or trial is begun.

(c) On all motions or applications for the transfer or removal of causes or proceedings, either civil or criminal, from one Magistrate to another, the grounds of removal shall be plainly and specifically set forth in an affidavit, and the Magistrate shall be the judge of the truth or falsity of the matters therein stated, as well as the sufficiency thereof, subject to the right of appeal to the Circuit Court, in which event the Magistrate shall send up to the Circuit Court, with the others papers in the case, such evidence as he may desire to sustain his decision.

(d) Each of said Magistrates shall make and file with the County Board of Commissioners, at the end of each quarter, an itemized verified account of all costs, fees, fines, penalties and

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forfeitures collected by him in criminal cases during the quarter, and make oath that the same have been paid over to the County Treasurer, and he shall file, at the same time, with the said Board a separate itemized, verified account of all monies received by him or due to him as fees or costs, or in any other manner, as pay for his services as Magistrate during said quarter, and at the same time he shall exhibit his civil and criminal dockets to said Board for inspection and examination. No warrant shall be issued by said Board for the salary of any Magistrate who fails to comply with the foregoing requirements. They shall not be allowed any extra compensation for holding inquests.

(e) Each of said Magistrates may appoint a regular Constable, whose term of office shall be coterminal with that of the Magistrate appointing him, unless sooner removed by such Magistrate. Each Constable shall be entitled to charge and receive the costs and fees provided by law. Each Constable shall make and file with the County Board of Commissioners, at the same time that the Magistrates are required to file their accounts an itemized, verified account against the County for his services and he shall make oath that he has turned over to the Magistrate under whom he is acting all costs, fees, fines, penalties and forfeitures collected by him in criminal cases during the quarter, and he shall file at the same time with said Board an itemized, verified account of all monies received by or due to him as fees, costs, or in any other manner, as pay for his services as Constable during said quarter; and the account of no Constable shall be audited or paid by the Board until he complies with the foregoing requirements. Before the account of any Constable shall be audited and paid, the Magistrate, under whose authority he is acting and the services were rendered, shall endorse thereon an affidavit that he has carefully examined the said account, and that the services therein charged for were actually rendered in the execution of papers issued by him, and that he verily believes that the account is just, true and correct in every particular. Each of said Magistrates may also appoint, in writing, special Constables, when in their judgment the public weal requires it, who shall be paid as regular Constables, the accounts of such special Constables being filed and

verified in all respects as required herein in the case of a regular Constable.

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(f) It shall be unlawful for any of said Magistrates to appoint as Constable to serve or execute any paper or process issued by him, any person who is interested in the service or execution of such paper or process, or in the employment of any such person; and any Magistrate who, wilfully or knowingly, violates the provisions of this section, shall be guilty of a misdemeanor, and upon conviction shall be fined five dollars or imprisoned five days.

(g) The County Board of Commissioners of said County are hereby authorized and empowered to furnish criminal blanks to the Magistrate of said County: *Provided*, That not more than fifty dollars per annum shall be expended for said purpose.

(11) By striking out all of sec. 1043 (relating to Williamsburg County), and in lieu thereof inserting the following:

Sec. 1043. There shall be appointed seven (7) Magistrates in Williamsburg County. The Magistrates at Kingstree and Lake City shall receive one hundred dollars. The Magistrate at Lanes shall receive twenty-five dollars. Each of the other Magistrates in the County shall receive a salary of thirty-five dollars. Each of said Magistrates shall have the right to appoint one Constable, who shall receive the same salary, to be paid in the same way as the Magistrate appointing him; the said salary shall be in lieu of all costs in criminal cases. Constables shall receive five cents per mile each way in carrying prisoners to the chain gang and returning therefrom by the most direct route. Each of said Magistrates shall have jurisdiction throughout the County. The County Supervisor shall furnish Magistrates with blanks in criminal cases. The provisions of this amendment shall become operative on January 1st, 1903.

Williamsburg,
Ib., 1043.

(1) By striking out all of Section 1006 (relating to Anderson County) and in lieu thereof inserting the following:

Sec. 1006. Anderson County.—Twenty-two Magistrates shall be appointed for the County of Anderson, of whom two shall reside in the city of Anderson, one in Broadway Township, one at Pelzer, one at Piedmont, one at Belton, and the others shall be distributed over the County as may best subserve the public welfare. The two residing in said city of Anderson, and the one at Pelzer, shall each receive an annual salary of one

Anderson,
Ib., 1006.

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hundred and fifty dollars; the Magistrate at Belton and the Magistrate at Williamston, seventy-five dollars each, and all others in the County each fifty dollars. If any such Magistrate shall neglect the duties of his office, or shall fail to pay over to the County Treasurer the fees, costs and fines collected by him, he shall be liable to indictment in the Court of General Sessions, and upon conviction shall be punished as if guilty of larceny to the amount not so paid over, and shall be removed from office. All blanks required in the prosecution of criminal cases shall be furnished by the County Commissioners upon the requisition of the several Magistrates, as they may be required in the performance of the duties of their office.

Laurens, *Ib.*,
1080.

Laurens County.—The Magistrate for Cross Hill Township shall receive a salary of seventy-five dollars per annum.

Approved the 27th day of February, A. D. 1902.

No. 535.

AN ACT TO FURTHER REGULATE THE WORKING AND MAINTAINING OF THE HIGHWAYS AND BRIDGES OF THIS STATE.

Civil Code,
Chap. XXVIII,
of Highways,
amended.

SECTION I. *Be it enacted* by the General Assembly of the State of South Carolina: The County Board of Commissioners shall take charge of and superintend the repair of the highways in the County; the bridges shall be repaired under their supervision, and the expense of the same shall be paid out of the money in the treasury raised and appropriated for this purpose.

Repairs of
highways and
bridges; con-
tracts for; ad-
vertisement for
bids. Civil
Code, § 1354,
amended.

All the work on bridges given out by the County Supervisor and County Board of Commissioners, where the amount shall exceed the sum of ten dollars, shall be done by contract. When the amount shall exceed the sum of one hundred dollars, the County Supervisor and County Board of Commissioners are hereby required to advertise the same in at least one of the papers in the County; said proposal shall in all such cases be accompanied by two or more sureties; when the amount is less than one hundred and more than ten dollars, the County Supervisor and County Board of Commissioners are required to advertise the same by posting a notice in three public places, one of which must be at the place where the work is to be done;

said notices to be posted ten days prior to the day on which the work is to be let; and the County Supervisor and County Board of Commissioners shall have the right to reject any or all bids, if in their judgment the interest of the County so requires.

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SEC. 2. Each township in the several Counties of the State and in any County where no township exists each tax district shall constitute a highway district.

Highway districts, how constituted. Civil Code, § 1852, amended.

SEC. 3. The County Board of Commissioners of the several Counties of this State are authorized and empowered, jointly or separately, to establish and maintain such free ferries over the streams of this State and to discontinue the same, as in their judgment may seem best; and that all ferries are required to be kept open for use from 5.30 A. M. to 9.30 P. M.

Counties may establish and maintain free ferries; hours open. Civil Code, § 1346, amended.

SEC. 4. All roads, highways and ferries that have been laid out or appointed by virtue of an Act of the General Assembly, or any order of Court, or by any order of the County Board of Commissioners, are declared to be public roads and ferries, and the County Supervisor and County Board of Commissioners shall have the control and supervision thereof. In those Counties where the Township Board of Commissioners have not been abolished, they shall be in each township or tax district in any County where no township exists under the supervision of the Township Board of Commissioners and the County Board of Commissioners. The Township Board of Commissioners, in those Counties where they exist, are incorporate, and the Township Board of such township shall be their corporate name. The said County Supervisor and County Board of Commissioners shall have full power and authority to order the laying out and repairing of public roads where necessary, to appoint where bridges or ferries or fords shall be made, to discontinue such roads, bridges and ferries as shall be found useless, and to alter roads so as to make them more useful.

Public roads, highways and ferries; supervision of. Civil Code, § 1349, amended.

Opening, repairs and discontinuance of roads, ferries, &c. Civil Code, § 1848, amended.

SEC. 5. The roadbed shall not be less than 16 ft. wide, exclusive of side ditches, roots and other obstructions, unless otherwise ordered by the County Board of Commissioners, and be posted with substantial mile posts, and where roads run through lands where water stands or flows, the roads must be ditched on either side and the roadbed raised. The County Board of Commissioners may also open new public roads and

Width of roads. Civil Code § 1890, amended.

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Opening new
roads or change
of location.
Civil Code, § 1343
amended.

Surveyor may
be employed.
Civil Code, §
1395, amended.

Proceedings
to obtain right
of way; ser-
vice of notice;
hearing; deci-
sion. Civil Code
§ 1392 amend-
ed.

widen or change the location of old public roads, where, in their judgment, such change would be for the material interests of the traveling public. They may obtain the right of way by gift or purchase, or they may condemn the land therefor and assess the compensation and damages therefor as is hereinafter provided. They shall have power to call to their assistance a surveyor, who shall survey and lay off such road, under their direction, so that the grade shall not exceed seven and a half inches to the rod. The County Board of Commissioners requiring such right of way shall give ten days notice, in writing, to the owner of the land over which such right of way is required, of their intention to condemn and establish such right of way, and of the time and place when and where the compensation and damages therefor will be assessed. If the owner of such land be a non-resident of the County, the notice may be served upon his agent or tenant, or any other person in possession thereof; but in such case at least fifteen days notice must be given. If there be no agent, tenant or other person in possession, the notice may be served by depositing it in the postoffice, postage prepaid, directed to the owner at his last known place of residence; and by publishing such notice for at least two weeks in one of the newspapers published in the County wherein the land is situated. For the purpose of this section the guardians of infants, the committees of idiots or other persons *non compos mentis*, and trustees, shall be deemed to be owners of the lands of their wards and *cestuis que trustent*. In case an infant owner has no guardian, or an idiot or other person *non compos mentis* has no committee, service may be made upon the person with whom they severally reside, and upon the Probate Judge of the County, who shall appoint guardians *ad litem* to appear and represent them. In case the interests of any guardian or committee shall be opposed to those of his ward, a guardian *ad litem* shall be appointed by the Probate Judge, who shall have authority to appear and represent such ward. No member of the Board who is personally interested or who is related by blood or marriage within the sixth degree to any person claiming compensation and damages, shall serve while the case of such person is under consideration. The places of disqualified members of the Board shall be filled *pro tempore* by appointment to be made by the Clerk of the Court. All persons inter-

ested shall have the right to introduce testimony and to be heard in argument upon the matter of compensation in damages. After hearing the evidence and arguments, the Board shall render its decision by resolution, which shall be recorded in its minutes. Upon the resolution of the Board fixing the amount of the compensation and the damages in any case, a warrant may be drawn on the County Treasurer for the amount so fixed, and the Treasurer shall pay the same out of any funds in his hands applicable to such purposes. Any person interested may appeal to the Court of Common Pleas from the decision of the Board:

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Payment for
right of way;
appeal, &c.
Civil Code, §
1393, amended.

Provided, The notice and grounds of appeal be served upon the Supervisor of the County and filed with the Clerk of said Court within ten days after the decision of the Board. The Clerk shall docket such appeal on Calendar No. 1, and they shall be heard in said Court *de novo* before a jury, unless the right to jury trial be waived, as in other cases provided by law. Such appeals may be called up for trial out of their order by either party. The verdict of the jury in such cases shall be final, unless set aside for the reasons for which verdicts may be set aside in other cases, or unless the judgment of the Court thereupon be reversed, for error of law, on appeal to the Supreme Court. After tender of the amount found by the Board for compensation and damages, the pending of an appeal, either in the Circuit or the Supreme Court, shall not operate to stay the opening, widening or changing the location of such roads, but the acceptance of the amount tendered shall operate as an abandonment of the appeal. In case the amount tendered be refused, it shall be deposited with the Clerk of the Court for the owner, and the Clerk shall give his official receipt therefor, and shall pay the same to the owner upon demand, and take his receipt therefor. Unless the appellant shall recover on the appeal in which he shall be the actor, twenty per cent. more than the amount fixed by the Board, he shall pay the costs and disbursements of the appeal, and judgment may be entered against him therefor. In assessing compensation and damages for rights of way, only the actual value of the land to be taken therefor, and any special damages resulting therefrom shall be considered, and due allowance shall be made for any special benefit which may accrue to the owner, including the value of the old road, if the same revert to such

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How roads
shall be work-
ed. Civil Code
§ 1867, amend-
ed.

owner. It shall be the duty of each and every overseer to work the roads under his charge thoroughly as he goes, arching the same to the centre, with drain on each side to convey the water, and, when necessary, protect such drains from washing by placing in stone, gravel or other substance; whenever it is necessary to convey water to or to provide for it to cross any road, he shall have the drains across such road laid in stone, gravel or other hard substance, when such material is conveniently obtainable, and of such width as to afford an easy crossing where a bridge may not be necessary; and he shall protect the roads by suitable drains from interference by cultivation or otherwise; he shall open, or cause to be opened, all public roads or highways which have been or may hereafter be laid out and established in his road district, and keep them in repair, and remove, or cause to be removed, all obstructions that may from time to time be found therein; for which purpose he is hereby authorized to enter upon any uncultivated lands, or improved lands unincumbered by crops, near to and adjoining such road, to cut and carry away timber, except trees or groves on improved lands planted or left for ornament or shade, either in the fields, around the springs, or about the dwelling houses or appurtenances, and any rail timber when other timber may be procured at or near the place, and to dig or cause to be dug and carried away any earth, gravel, sand or stone which may be necessary to make, improve or repair said roads, for which compensation shall be made, except from within grounds of any person inclosed for cultivation without consent of owner; and to enter on any lands adjoining or lying near the road to make such drains or ditches through the same as he may deem necessary for the benefit of the roads, doing as little injury to said lands and improvements thereon and timber as the nature of the case and the public good will permit; and the drains and ditches so made shall be kept open by such overseer, and shall not be obstructed by the owner of the land, or any person having the same in charge.

SEC. 6. All persons from the age of eighteen to fifty years of age inclusive in this State, except those excepted in this Act, shall be liable to road duty.

All male persons coming within the ages so fixed and able to perform or cause to be performed the labor herein required,

except ministers of the Gospel in actual charge of a congregation, teachers employed in a public school, school trustees during their term of office, and persons permanently disabled in the military service of the State, and persons who served in the late War Between the States, and all persons actually employed in the quarantine service of the State, shall be required annually to perform or cause to be performed labor on highways, under the direction of the overseer of the road district in which he shall reside, eight days, if so many be necessary: *Provided*, All students while actually attending any of the colleges or schools in this State shall be exempt from road or street duty or the payment of any commutation tax.

A. D. 1902.

Persons liable to road duty; who exempt. Civil Code, § 1855, amended.

SEC. 7. In lieu of performing or causing to be performed the labor of ten hours per day, as required for the several Counties, a commutation tax of one dollar may be paid by the person so liable on or by the thirty-first day of March, 1902, and on or by the first day of March of each year thereafter: *Provided*, Persons liable to labor under this section shall have the right to furnish a competent substitute to labor in his stead.

Commutation tax. Civil Code, § 1856, amended.

SEC. 8. It shall be the duty of any overseer to make out a list of all persons liable to road duty. Said overseer is hereby authorized to demand of any person or corporation the name of any and all hands in his, her or its employ; and any person or corporation receiving of such overseer or warner, by him appointed, such demand, failing or refusing to furnish a list containing the names of all male employees, shall be guilty of a misdemeanor, and for every such offence shall be subject to a fine of not less than ten dollars nor more than thirty dollars, or imprisonment in the County jail for not less than ten nor more than thirty days; and place said list in the hands of the warner, who shall serve notice, either by seeing the parties personally and giving verbal notice or leaving written notice at the residence of the party, to order out every such person resident as aforesaid, between the first day of January and the first day of December, annually, to do and perform the work aforesaid on the public road to which each person may be assigned, said assignment to be on roads near the residence of said party, or any road to be changed or opened within four miles.

Duties of Overseers; employers to furnish overseer with name of employees. Civil Code, § 1863, amended.

Penalty for refusal. Criminal Code, § 469, re-enacted.

Road hands subject to direction of overseer. Civil Code, § 1864, amended.

SEC. 9. In case any person shall remove from one County to another, or from one township in the same County, or one dis-

A. D. 1902.

Removal of
road hands, af-
ter working
road. Civil
Code, § 1886.

district to another in the same township, who has prior to such removal performed the whole or any part of the labor aforesaid, or in any other way has paid the whole or any part of the amount aforesaid in lieu of such labor, and shall produce a certificate of the same from the overseer of the proper district, such certificate shall be a complete discharge for the amount therein specified.

Duty of hands
warned to work
road. Civil
Code, § 1884,
amended.

SEC. 10. Any person warned to perform any labor upon the public roads and highways under any provisions of this chapter, shall, by himself or a suitable substitute, who shall not be under the age of sixteen years, appear at the time and place appointed by the overseer at the hour of seven o'clock in the forenoon, and shall bring with him such necessary tools and implements used on a farm as the overseer may direct.

Residences,
where. Civil
Code, § 1886,
amended.

SEC. 11. For the purpose provided for in the preceding Section the residence of any person who has a family shall be held to be where his family resides, and the residence of any person shall be held to be where he boards or may be found. All tramps, or persons not having any visible means of obtaining a livelihood, not otherwise exempt, shall be subject to road duty.

Penalty for
failure to per-
form road duty
Criminal Code,
§ 460.

SEC. 12. Every person liable to road duty, who shall have been duly warned before the day fixed in his notice for such working, stating the hour and place of working, shall be subject to the direction of the overseer in charge. Any person being warned by the overseer to perform road duty and failing or refusing to perform or cause to be performed such duty or conducting himself in such manner as is prohibited in Section 460 of the Criminal Code of 1902, upon conviction shall be punished as provided in Section 460.

Overseers to
account for
tools; to note
the labor per-
formed. Civil
Code, § 1888,
amended.

SEC. 13. Every overseer is hereby required to account to the County Supervisor or County Board of Commissioners or the Board of Township Commissioners at their annual settlement for all tools received, material used or funds expended, under oath, under this chapter, and they shall also return a full and true list and statement of the names of all persons within their respective districts who have been ordered out to perform the labor as required by this chapter, and after each working to note the hours actually worked, work each hand does, and he shall make and furnish a list to the County Supervisor or County Board of Commissioners or the Board of Township

Commissioners of those who have refused or neglected to perform the same, and shall by oath attest the correctness of each list so kept; and all fines and forfeitures used for and recovered under the provisions of this chapter shall be paid by the Magistrate or Constable collecting the same to the County Treasurer wherein such fines or forfeitures accrued; and several overseers shall also render an account to the County Supervisor or County Board of Commissioners or the Township Board of Commissioners at the annual settlement of all moneys expended and all property remaining in their hands at the time of the settlement, also all judgments that remain unpaid, and the name of the judgment debtor, and Magistrate before whom such judgments were obtained, and the amounts thereof; and the County Supervisor or County Board of Commissioners or the Township Board of Commissioners shall make such order as to the prosecution of the suits by the owner of the proper district against such delinquents as in the judgment of the County Supervisor or the County Board of Commissioners or the Township Board of Commissioners the interest of the public may require.

A. D. 1802.

SEC. 14. All property that may remain in the hands of the overseer at the time of the annual settlement with the County Supervisor or County Board of Commissioners or the Township Board of Commissioners, shall be turned over to his successors in office as soon as such successor shall be elected and qualified, taking a receipt therefor, and deposit said receipt with the County Supervisor or County Board of Commissioners or the Township Board of Commissioners. It shall be lawful for any overseer to sell [sue] out executions on any judgment that remains unpaid within his proper district at any time when, in his opinion, the same can be collected, and the money so recovered and collected shall be paid over to County Treasurer, as provided in the foregoing section, by the Magistrate so collecting.

Overseers to
turn over prop-
erty to their
successors.
Civil Code, §
1389.

SEC. 15. The County Supervisor or County Board of Commissioners, within the County, is authorized to have the overseer to construct foot paths or bridges over streams, swamps, marshes and along the highways of his County.

Footpaths
and bridges
over streams.
Civil Code,
1370, amended.

SEC. 16. Each overseer, within his district, may erect and keep up, at the expense of the County, at the forks and cross

Guide finger
boards. Civil
Code, § 1387.

A. D. 1902.

roads, a post and guide-board, or finger-board, containing an inscription, in legible letters, directing the way and distance to the town or towns, or public place or places, situated on each road, respectively.

What County Board of Commissioners shall furnish for roads. Civil Code, § 1871.

SEC. 17. The County Board of Commissioners are authorized to furnish signboards, ploughs, scrapers or other tools for the use of the several districts, at their discretion, to be paid for out of any moneys in the County treasury not otherwise appropriated; and in those Counties where Township Boards of Commissioners exist, to turn the same over to the Chairman of the Township Boards of Commissioners, and take his receipt therefor. The Township Board of Commissioners shall take a receipt from each overseer for such implements as they may deliver to him, showing the number, kind and condition thereof; and such overseer shall be liable for any injury or damage that may result to such implements, or to any of them, by improper use thereof, or by unnecessary exposure to the weather, during the time the same may be in his possession; and he shall, on the first Tuesday of February, annually, return the same to said Township Board of Commissioners. The amount for which overseer may be liable for such improper use or neglect may be recovered by action in the name of the Township Board of Commissioners, and any person using the ploughs, scrapers or other tools furnished by the County Board of Commissioners, for other purposes than the purpose for which the same were furnished, shall be fined not more than fifty dollars nor less than five dollars, or imprisonment not less than ten nor more thirty days.

Penalty for improper use of tools. Should be inserted in Criminal Code as § 460a.

County Board may hire laborers to work roads. Civil Code, § 1372, amended.

SEC. 18. The County Board of Commissioners in the several Counties may, in their discretion, employ or hire, and employ overseers and laborers upon the public highways, under the control of overseers, at such compensation as the Board may determine. Commutation taxes and such other funds as may be applicable to highways, may be used in payment for such work.

Penalty for refusal or neglect of overseer to perform duties. Criminal Code, § 468.

SEC. 19. Each and every overseer who shall neglect or refuse to perform the several duties enjoined on him by this chapter, or who shall, under any pretense whatever, give or sign any receipt or certificate purporting to be a receipt or certificate for labor in work performed, or money paid, unless the labor shall have been performed or money paid prior to the giving or sign-

ing of such receipt or certificate, shall forfeit for every such offense not less than ten dollars, nor more than fifty dollars, to be recovered by an action before any Magistrate of the County having jurisdiction; and it is hereby made the duty of the Township Board of Commissioners to prosecute all offenses against the provisions of this section: *Provided*, That if any overseer conceives himself aggrieved by the judgment of such Magistrate, he may, on giving sufficient security, in double the sum of the judgment found against the party offended, to said Magistrate for the payment of the cost, appeal to the Court of Common Pleas, which shall make such order therein as to it may appear just and reasonable.

A. D. 1902.

SEC. 20. It shall be unlawful for any overseer to perform or cause labor to be performed on any road not regularly laid out and established by law.

Unlawful to work any but public roads. Civil Code, § 1873.

SEC. 21. Any time during the year, when any public highway shall be obstructed, it shall be the duty of the overseer of the district in which the same may be, forthwith to cause such obstruction to be removed, for which purpose he shall immediately order out such persons liable to do work upon the public highways of his road district as he may deem necessary to remove said obstructions. If the person or persons thus called out shall have performed the required number of days' labor upon the public highways, the overseer shall give to such person or persons a certificate for the amount of labor performed, and said certificate shall apply on the labor that may be due for such person or persons for the ensuing year.

Obstruction in road, how removed. Civil Code, § 1874.

SEC. 22. If any person or persons, corporations, or any conductor of any train of railroad cars, or any other agent or servant of any railroad company, shall obstruct unnecessarily any public road or highway by permitting any railroad car or cars or locomotive to be or remain upon or across any street, public road or highway for a longer period than five minutes, after notice to remove said cars has been given to conductor, engineer, agent or such other person in charge of said train, or shall permit any timber, wood or other obstruction to remain upon or across any such street, road or highway to the hindrance or inconvenience of travelers, or any person or persons passing along or upon such street, road or highway, every person or corporation so offending shall forfeit and pay for every such offense

Obstruction of roads; penalty; liability for. Civil Code, § 1875.

A. D. 1902.

any sum not exceeding twenty nor less than five dollars, and shall be liable for all damages arising to any highway, to be recovered by an action at the suit of the County or Township Board of Commissioners in which such offense shall have been committed, or any person suing for the same, before any Magistrate within the County where such offense shall have been committed, or by indictment in the Court of General Sessions or suit in the Court of Common Pleas; and all fines so accruing under the provisions of this section, when collected, shall be paid over by the Magistrate to the County Treasurer for the district in which such offense was committed; and every twenty-four hours such corporation, person or persons, as aforesaid, after being notified, shall suffer such obstructions, to the hindrance or inconvenience of travelers or any person going along or upon such road or highway, shall be deemed an additional offense against the provisions of this chapter.

Obstructions
by corporations
and their
agents. Liability
for. Civil
Code, § 1376.

SEC. 23. Every railroad company, or other corporation, servant or servants, agent or agents, employee or employees, of which, shall, in any manner, obstruct any street, public road or highway, shall be liable to pay all fines which may be assessed against such servant or servants, agent or agents, employee or employees, for so obstructing any such street, public road or highway; and such liability as may be enforced by execution against such railroad company, or other corporation, on the judgment rendered against such servant or servants, agent or agents, employee or employees, for so obstructing such street, public road or highway.

Drainage of
public road not
to be obstructed.
Civil Code,
§ 1377.

SEC. 24. It shall be unlawful for any railroad company to obstruct the drainage of any public road or highway, by its road-bed or otherwise, or empty the water from its ditches into any public road or highway, to the injury of said highway; and if any railroad company, being warned by the overseer of the proper district, by leaving a written notice with any agent, or informing any station agent of said railroad company personally, shall refuse or neglect to remedy the same, to the acceptance of the overseer, shall forfeit and pay any sum not exceeding fifty nor less than twenty dollars, to be recovered by an action at the suit of the County or Township Board of Commissioners before any Magistrate; and every ten days such railroad company, after being notified, shall neglect or refuse to

remedy such offense, shall be deemed an additional offense against the provisions of this chapter; and the money so collected shall be paid by the Magistrate so collecting to the County Treasurer, and the money so paid over shall become a part of the County road fund.

A. D. 1902.

SEC. 25. It shall be the further duty of [of] such overseer to cause each railroad company to construct and keep in good repair the road-bed of all public roads across the road-bed of said railroad company; and if any railroad company, being duly warned by the overseer of the proper district, by leaving a written notice with any station agent, or by informing any station agent of said railroad company personally, shall neglect or refuse to construct or repair such road-bed to the acceptance of the overseer, shall forfeit any sum not exceeding fifty nor less than thirty dollars, to be recovered by an action at the suit of the County or Township Board of Commissioners, before a Magistrate of the County, and the money so collected shall be paid by the Magistrate collecting to the County Treasurer, and the money paid over to become a part of the County road fund; and every five days such railroad company, after being duly notified, shall neglect or refuse to construct or repair said road, shall be deemed an additional offense against the provisions of this chapter.

Railroad crossings over public roads. Civil Code, § 1378.

SEC. 26. So much of this article as applies to the working of the public highways by the contract system, or by convicts in chain-gangs, shall not be obligatory on such County Boards of Commissioners as conclude that the system of working the highways by those liable to road duty in their respective Counties is more conducive to the welfare thereof; and in such cases overseers shall be appointed in each township by the County Board of Commissioners, or in those Counties where Township Boards of Commissioners exist, by said Township Board of Commissioners for such township, who shall execute the laws in reference to working public highways.

Working roads by chain-gang on contract system optional. See Civil Code, § 1379.

SEC. 27. In those Counties where the public roads are worked by those liable to road duty, or in which any highway district is so worked, the County Supervisor and Board of Commissioners shall divide the highways in each district which is so worked into suitable sections of not less than two, nor more than five miles each, and where not worked by the contract system shall

Division of highways into sections; appointment of overseers; road hands, how assigned to work; notice required given them. Duties of overseers. Civil Code, § 1853, amended.

A. D. 1902.

appoint an Overseer of Roads for each of said sections. They shall also divide the persons liable to road duty in each highway district into convenient and suitable squads or companies, and assign a squad or company to each overseer of a section, assigning the road hands, as far as practicable, to the nearest roads; they shall require the Overseer of Roads to call out the hands assigned to their respective sections, and work the roads, and repair and build bridges of same, whenever they may deem it necessary, after twelve hours notice; and shall require every road hand to bring with him for use a hoe, axe, mattox, spade or other tools for work on the road or bridges. They shall determine the number of days each working, and the tools to be brought by each hand, but not more than the number of days as fixed for each County herein are required of any one man in the year. Whenever a highway runs along the line of two highway districts, the Supervisor shall divide the highway into suitable sections, and appoint one or more overseers for each of such sections, and they shall assign to such overseers from said districts, or from either district, such laborers and road hands as may be necessary to work the same. The Supervisor shall cause overseers, when working sections in which there are bridges, to preserve and keep them in order, as are in their opinion of such character as not to require to be given out under contract, and can conveniently be done by the road hands.

Duties of
Township Com-
missioners, and
power over
road hands, &c.
Civil Code, §
1351, amended.

SEC. 28. In those Counties where Township Boards of Commissioners exist they shall, subject to the approval of the County Board of Commissioners or the Supervisor of their respective Counties, divide their respective townships into suitable road districts, and make a record thereof in a book kept for that purpose, and annually thereafter may make such alterations therein as they may deem proper, and cause a brief description thereof to be made on the township records, and also to furnish each overseer with a description of his road district. The Township Board of Commissioners of each township, at their annual meeting, and annually thereafter, shall elect from the qualified electors of their townships liable to road duty one overseer for each road district, whose term of office shall be two years from the date of appointment, and who shall receive such compensation as the County Board of Commissioners may fix. Such

overseer shall not be compelled to serve more than one term; and each overseer who refuses or neglects to qualify and serve shall forfeit and pay the sum of ten dollars and costs, or be sentenced to the County chain-gang, suit to be brought by the Township Commissioners before the nearest Magistrate. Money so collected shall go into the road fund of the County and be credited to the road district from which it was collected. That when any vacancy shall occur in the office of overseer by death, resignation, or otherwise, the Township Board of Commissioners wherein such vacancy occurs shall appoint some suitable person to fill vacancy: *Provided*, That such overseer may appoint some suitable person liable to road duty on his road a warner, and such person shall be exempt from road duty for the time he acts as warner.

A. D. 1902.

Overseer may
appoint warn-
er.

SEC. 29. If the County Board of Commissioners conclude to adopt a contract system for working, maintaining and operating the several sections of highways, roads, bridges and ferries in the several townships in the respective Counties, or any part thereof, the County Supervisor or County Board of Commissioners, as soon as practicable thereafter, may advertise in the newspaper published in the County, once a week for three weeks, and by notices posted in two or more conspicuous places in the several townships, or the township to be worked by contract system, for bids, from responsible persons for the performance of the work as above set forth, and to furnish specifications of all such work or contracts as has been advertised. Any and all bids shall be made in writing, sealed and addressed to the County Supervisor and by him opened in the presence of and submitted to the County Board of Commissioners, and it shall be the duty of said Board to accept the lowest bid made by a responsible person or party (*Provided*, The County Board of Commissioners shall have power to reject any and all bids, and shall require bond), who shall execute good and sufficient bond to keep, repair and maintain said public highway for the period of twelve months from date of contract, such contractor or contractors to execute a bond in double the amount of his or their contract, with two or more sureties, to be approved by the County Board of Commissioners; and said Board is hereby empowered to hire overseers and laborers, and have the work performed as in its judgment may be most expedient and for the

Duty of Com-
missioners
where contract
system of work-
ing roads is
adopted. Civil
Code, § 1281.

A. D. 1902.

best interest of the County: *Provided, further,* That the County Supervisors and County Board of Commissioners of the Counties of this State are hereby authorized and empowered to arrange to work the roads of their respective Counties with the convicts of their several Counties, or to lease to or from the County Board of Commissioners of any County, upon such terms as may be agreed upon by the respective County Boards of Commissioners, and convicts sentenced to perform hard labor upon the public works of any County, and said convicts may be worked upon the roads, highways, bridges or other public works of the County where convicted or of the County to which they have been leased.

Credit to be
given County
for labor per-
formed by road
hands under
contractor.
Civil Code, §
1383, amended.

SEC. 30. In the districts where the working, maintaining and operating the highway is done by contract, as above provided, such persons as are liable to road duty on such highways, respectively, and desire to work the number of days required instead of paying the commutation tax, shall be allowed to work on said highway, under the direction and control of the contractor, and such contractor shall account to the Supervisor or Board of County Commissioners, as the case may be, for the days so worked by each person, and in the sum per day as the number of days required of such person bears to the commutation tax permitted in lieu thereof.

Levy of spec-
ial tax for
roads. Civil
Code, § 1382,
amended.

SEC. 31. The County Board of Commissioners of said Counties are authorized to levy annually a sum not exceeding one mill on all the taxable property of the respective Counties, which shall constitute a part of the County road fund, to be expended by the said Board in the same manner as is provided by law for the use and expenditure of the commutation tax in lieu of road duty; and such tax shall be collected at the same time and in the same manner as is provided by law for the collection of taxes levied for ordinary County purposes: *Provided,* That the County Board of Commissioners of any County may cause to be levied a road tax not to exceed one mill on all taxable property of any township in their County, when so requested by a written petition signed by two-thirds of the freeholders of such township, such tax to be collected as other taxes, and to be expended on the roads and highways of such townships. The County Treasurer of said Counties shall furnish the County Supervisor and County Board of Commissioners of

their respective Counties a list containing the names of all persons who have paid their commutation tax; and the Township Boards of Commissioners shall also prepare and furnish to the Supervisors and County Board of Commissioners a list of all persons liable to road duty in their respective townships; and County Treasurers, on receipt of said commutation tax, shall furnish the persons paying the same with certificates that said tax has been paid, which shall relieve such persons from road duty for the year, as aforesaid. And all persons whose names shall remain on the list, prepared by the overseers, so checked, shall be required to perform road duty, not exceeding in the aggregation the number of days required as fixed for each County herein, and shall be assigned to such duty by the County Supervisors and County Board of Commissioners under one of the contractors or overseers in the township having under control the section or sections nearest the residence of such person or persons. It shall be the duty of the contractor of any section to receive such person or persons so assigned to him by the County Supervisor and County Board of Commissioners, and he shall allow to the County Board of Commissioners such sum per diem for the labor of any such person or persons as may be agreed upon by contractors and the County Board of Commissioners, and said sum shall be credited upon the amount due or to become due said contractor by the said Board as hereinbefore provided.

A. D. 1902.

Lists of road hands to be furnished. Civil Code, § 1398, amended.

SEC. 32. The County Board of Commissioners are hereby authorized to work the highways in their Counties, or any part thereof, by a chain-gang, without regard to the system or systems used in other portions of their Counties. Immediately after the payment of the commutation road tax to County Treasurers, as provided in this chapter, they shall furnish the County Board of Commissioners of their respective Counties with the names of all persons who have paid said tax; and the County Board of Commissioners shall furnish all overseers or contractors with the names of all such persons who shall not be liable to road duty for the year in which said payment may be made.

Use of chain-gang on roads. Civil Code, § 1380, amended.

List of persons paying commutation tax to be furnished by County Treasurer. See § 81, *supra*.

SEC. 33. All moneys paid into the County treasury in commutation of work on the public roads shall be kept separate and apart from the General County fund. and, except as otherwise

How money paid for commutation tax shall be kept and applied. Civil Code, § 1384, amended.

A. D. 1902.

hereinbefore directed, shall be exclusively applied by the County Board of Commissioners to repairing the highways and bridges of the County, by contract or otherwise, as may be deemed most expedient; but said moneys must be expended upon those sections of the public roads whereon the persons paying such commutation tax may be liable for road duty. The County Board of Commissioners of the Counties are authorized to use for other County purposes than repairs of highways any balance of the road commutation tax remaining in County Treasurer's hands on the first day of January in each year.

Duties of
County Com-
missioners with
respect to
bridges. Civil
Code, § 1896,
amended.

SEC. 34. The County Board of Commissioners are hereby authorized and empowered to have special supervision of the building of new bridges over the rivers and creeks of this State; also of extra and extensive repairs of old bridges. When such work is to be accomplished the Supervisor and County Board of Commissioners shall give fifteen days notice in the County paper, and in writing duly posted in the neighborhood in which such work is to be performed, that he will be at such place on such a day and hour, with suitable specifications, to let out such work to the lowest bidder, and to take from the successful bidder sufficient bond for the faithful performance of his duty. When the work is done it shall be inspected by the Supervisor and County Board of Commissioners, who shall report the result of his investigations to the full Board, and they shall accept or reject the same according as they may determine whether the constructor has or has not complied with the terms of his contract.

Bridges over
waters between
two Counties.
Civil Code, §
1887, amended.

SEC. 35. If any bridge over waters of this State which shall constitute a boundary line between Counties shall be necessary to be erected or repaired, it shall be the duty of the Commissioners of such Counties to cause the same to be erected or repaired in the manner provided in the last section, each County bearing an equal share of the expense so incurred. And when any such bridge already exists, or shall hereafter be built, it shall be the duty of said Commissioners to divide the same, by measurement from the centre to the end of each approach, and each Board shall be responsible for the good condition of the half next adjoining the County in which they exercise the functions of office. And when it becomes necessary to build a new bridge, or to entirely replace an old one which has been car-

ried away or destroyed, it shall be the duty of the Boards of the two Counties to do the same, as aforesaid. A. D. 1902.

SEC. 36. It shall be the duty of all owners of mill dams and bridges in connection therewith over which any public highway shall pass, to keep the same in good repair, and no County shall be responsible for repairs upon the same, except that the County Commissioners may have said dams and bridges repaired in the ordinary way of repairing highways and bridges, if, in their opinion, such ordinary repairs be just. Owners of mill dams and bridges to keep same in repair. Civil Code, § 1888, amended.

SEC. 37. The County Board of Commissioners of the several Counties of the State where there is a special levy on real and personal property for road purposes, not later than the first of March in each year, shall apportion the road fund derived from said special levy to each township upon an equitable basis: *Provided*, Where levied in a township, as provided, it shall be expended in that township. The road fund so apportioned shall be expended in doing all necessary work upon the public highways and opening new roads when directed, and in building and keeping in repair all bridges that do not exceed twelve feet in length, by the road overseers or Township Board of Commissioners, as the case may be, subject to the general supervision and approval of the County Board of Commissioners: *Provided, however*, That the Board of County Commissioners or Township Commissioners shall not enter into any contract for the expenditure of more than four-fifths of their apportionment before the first of the last quarter of the fiscal year: *Provided, further*, That any contract entered into by the Board of County Commissioners in excess of the apportionment shall be void. Special tax levy may be made for road purposes; when; how expended.
 No County Commissioner shall be directly or indirectly interested in any contract pertaining to his duty as County Commissioner. Commissioners not to be interested in contracts.

SEC. 38. Private roads crossings railroads shall be protected by said railroads the same as the law requires them to protect public highways. Private crossings over railroad; how protected.

Approved the 26th day of February, A. D. 1902.

A. D. 1902.

No. 536.

AN ACT TO AMEND SECTION TWO OF AN ACT ENTITLED "AN ACT TO AMEND AN ACT ENTITLED 'AN ACT TO AMEND SECTIONS 3 AND 4 OF AN ACT ENTITLED AN ACT TO PROVIDE A SYSTEM OF COUNTY GOVERNMENT OF THE VARIOUS COUNTIES OF THE STATE, SO FAR AS IT RELATES TO THE MAINTAINING AND WORKING OF THE ROADS AND HIGHWAYS IN THE STATE, APPROVED 23D OF MARCH, 1896, APPROVED THE 19TH DAY OF FEBRUARY, A. D. 1901," BY ADDING ANOTHER SECTION, TO BE KNOWN AS SECTION 2, BY STRIKING OUT OF SAID SECTION, ON LINE 49, THE WORD "TWELVE," AND INSERTING IN LIEU THEREOF THE WORD "EIGHTEEN," SO THAT SAID SECTION SHALL READ AS FOLLOWS:

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 2 of an Act entitled "An Act to amend an Act entitled 'An Act to amend Section 3 and 4 of an Act entitled an Act to provide a system of County government of the various Counties of the State, so far it relates to the maintaining and working of the roads and highways in the State, approved 23d of March, 1896,'" approved the 19th day of February, A. D. 1901, by adding another Section to be known as Section 2, be amended by striking out of said Section, on line 49, the word "twelve," and inserting in lieu thereof the word "eighteen," so that the said Section shall read as follows:

Special provisions as to working roads in Colleton County. Civil Code, § 1358.

Section 2. That the County Board of Commissioners for the County of Colleton shall order and direct the Overseers of the various public highways of the said County to summon the hands liable to work upon each of the said highways, to labor thereon at such time or times during each year as they may deem proper and the condition of such highways may render it necessary; each of the said Overseers being ordered and directed to summon and require of each of the said hands six full days' work in each year upon the highway to which he has been assigned.

Penalty for neglect of duty by County Commissioners. Crim. Code, § 465.

That in the event the said Board of County Commissioners shall fail and neglect so to order and direct any Overseer of the County as aforesaid, each of the members of the said Board so failing and neglecting shall be guilty of a misdemeanor, and,

upon conviction thereof, shall pay a fine of fifty dollars or be imprisoned on the County chain-gang for a period of twenty days. That any Overseer who shall fail or neglect to summon the hands liable to road duty and require of them to labor upon the highways as aforesaid when ordered and directed so to do by the County Board of Commissioners, shall be guilty of a misdemeanor, and, upon conviction thereof, shall pay a fine of twenty-five dollars or be imprisoned on the County chain-gang for a period of twenty days. That it shall be the duty of the said County Board of Commissioners to prosecute each of the said Overseers failing and neglecting to carry out the order and direction of the said Board as aforesaid. In the event of the failure of the said County Board of Commissioners to so prosecute each of the Overseers failing and neglecting to carry out the order of the said Board within thirty days after being informed of the failure and neglect of such Overseer, each of the said Board so failing and neglecting to so prosecute such delinquent Overseer within the time aforesaid shall be guilty of a misdemeanor, and upon conviction thereof subject to pay a fine of fifty dollars, or be imprisoned on the County chain-gang for a period of twenty days.

A. D. 1902.

Penalty for
neglect by
overseer. Crim.
Code, § 466

Penalty on
County Com-
missioners neg-
lecting to prose-
cute overseer.
Criminal Code,
§ 467.

That no contract for the repair of any highway, causeway, or for the building or repair of any bridge less than twenty feet in width, shall be given out at the expense of the County until the hands liable to work upon such highway shall have labored thereon for six full days in the year in which such contract is to be awarded, and any contract entered into in violation of this provision shall be absolutely null and void: *Provided*, The County Board of Commissioners may buy at the expense of the County necessary boards for flooring bridges built and repaired, also necessary spikes.

Repairs on
bridges. Civil
Code, § 1334,
Sub-div. 2.

That the entire amount of money expended by the County Board of Commissioners for the repair of the highways and causeways and the repair and building of bridges, shall not exceed in any one year, exclusive of the support of the County chain-gang, the sum of eighteen hundred dollars. That any member of the said Board who votes for the approval of or pays any claim against the County out of the funds of the County, by check upon the County Treasurer, or otherwise, in excess of the said sum, shall be guilty of a misdemeanor, and upon

Expending
more than
\$1800 on roads
a misdemeanor.
Crim. Code, §
468, amended.

A. D. 1902.

conviction thereof shall be sentenced to pay a fine of one hundred dollars, or be imprisoned on the County chain-gang for a period of thirty days for each and every offence.

Special provision as to road duty in Pickens. Civil Code, § 1356.

That the Magistrate of the said County shall have jurisdiction to try any person or persons prosecuted for violating provisions of this section. That in the County of Pickens, all persons liable to road duty as now provided by law, shall pay annually, on or by the first day of February of each year hereafter, a road tax of two dollars \$2.00. The County Treasurer of said County is hereby authorized and required to collect the same, and to give his receipt therefor. Any person or persons failing or refusing to pay the tax herein provided for, shall be required annually to perform, or cause to be performed, five (5) days' labor on the highways under the direction of the County Board of Commissioners, Contractor or Overseer of the road district in which he shall reside. All provisions of the road law for said County not in conflict with this section, shall be of full force, but when conflicting with the same, is hereby repealed.

Neglect of duty by road officers in Newberry County a misdemeanor or Criminal Code, § 409.

That in the County of Newberry, any Overseer who shall fail or neglect to summon the hands liable to road duty and require of them to labor upon the highways as aforesaid, when ordered and directed so to do by the County Board of Commissioners, shall be guilty of a misdemeanor, and, upon conviction thereof, shall pay a fine of twenty-five dollars, or be imprisoned on the County chain-gang for a period of twenty days. That it shall be the duty of the said County Board of Commissioners to prosecute each of the said Overseers failing and neglecting to carry out the order and direction of the said Board as aforesaid. In the event of the failure of the said County Board of Commissioners to so prosecute each of the Overseers failing and neglecting to carry out the order of the said Board within thirty days after being informed of the failure and neglect of such Overseer, each of the said Board so failing and neglecting to so prosecute such delinquent Overseer within the time aforesaid shall be guilty of a misdemeanor, and, upon conviction thereof, subject to pay a fine of fifty dollars, or to be imprisoned on the County chain-gang for a period of twenty days.

That the Magistrate of the said County shall have jurisdiction to try any person or persons prosecuted for violating the provisions of this Section.

A. D. 1902.

Approved the 27th day of February, A. D. 1902.

No. 537.

AN ACT TO AUTHORIZE THE COUNTY TREASURERS, AND COUNTY SUPERVISORS OF THE SEVERAL COUNTIES TO BORROW MONEY FOR ANY FISCAL YEAR TO PAY SCHOOL CLAIMS OF SAID YEAR.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the County Treasurers, and the County Supervisors of the several Counties in this State be, and they are hereby, authorized and required upon the application of the County Boards of Education of the respective Counties to borrow, from time to time during any fiscal year, such sums of money as may be necessary to pay the school claims of such Counties, not to exceed seventy-five per cent. of the amount reported by the County Auditors for schools for said fiscal year, at a rate of interest not exceeding the rate of seven per centum per annum, and to pledge the taxes to be collected for that purpose for the payment of the money so borrowed and the interest thereon: *Provided*, That all money borrowed shall be held and paid out by the County Treasurer as school funds and without extra commission.

Officers authorized to borrow money to pay school claims, to be inserted in Civil Code as Sec. 1241a.

Amount, interest, How disbursed.

Approved the 25th day of February, A. D. 1902.

No. 538.

AN ACT TO PROVIDE FOR THE RUNNING OF PUBLIC SCHOOLS ON A CASH BASIS.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That in any County in this State where the schools have not funds sufficient to pay all claims in cash, the County Board of Education may, at its discretion, direct the County Superintendent of Education to set aside from

Reserve fund authorized to place schools on cash basis.

A. D. 1902.

To be inserted
in Civil
Code as 1241b.

Fund; how
used and main-
tained.

the school funds of the County, or any of the school districts, an amount annually of not exceeding ten per cent. of such funds, for so many years as may be necessary to create a sufficient fund to put the schools of such County of any of the schools districts on a cash basis.

SEC. 2. Whenever said reserve fund reaches an amount sufficient to put said County or school district, as the case may be, on a cash basis, then said fund may be used for said purpose: *Provided*, That in each year during the time necessary to create such reserve fund, the County Superintendent of Education shall use the fund accumulated as a loan, without interest, to pay claims held by teachers to whom the pay certificates were originally issued, the funds so used to be replaced annually from taxes collected for school purposes.

Approved the 27th day of February, A. D. 1902.

No. 539.

AN ACT TO AUTHORIZE THE SCHOOL TRUSTEES OF THE PUBLIC SCHOOLS TO PURCHASE BOOKS FOR CERTAIN PUPILS.

School Trustees may purchase books for certain pupils. To be inserted in Civil Code as § 1239a.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That whenever it shall be made to appear to the satisfaction of the trustees of any school district that any patron of such school is unable by reason of poverty to purchase the necessary books for the use of his or her child or children, then in such case the trustees of such school district may in their discretion purchase such necessary books for such pupils, and furnish the same to pupils under such regulations as the trustees may prescribe: *Provided*, The sum so expended for the purchase of said books shall not exceed the sum of 5 per cent. of the school fund of said district in any one year: *And Provided further*, That the books so purchased shall be the property of such public school district and must be returned to the Board of Trustees at the end of each term.

Approved the 20th day of February, A. D. 1902.

No. 540.

A. D. 1902.

AN ACT TO EXEMPT SCHOOL TRUSTEES FROM ROAD DUTY.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the School Trustees of the various school districts and of the graded schools of this State during their term of office be, and they are hereby, declared exempt from working the public roads and from paying the commutation tax in lieu thereof. School Trustees exempt from road duty. See also § 6 of Act No. 535, ante.

SEC. 2. That all Acts and parts of Acts inconsistent herewith be repealed, and that this Act go into effect immediately upon its approval. Civil Code, § 1365, amended.

Approved the 25th day of February, A. D. 1902.

No. 541.

AN ACT TO REQUIRE PUBLIC GINNERS TO KEEP THEIR BOOKS FOR INSPECTION.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That every person who runs a public gin, shall keep a book in which shall be entered a full account of all the cotton brought thereto, with the date and the name of the person bringing it, which book shall be open to inspection by the public. Public giners required to keep books for public inspection, to be inserted in Civil Code as 1540a.

Approved the 20th day of February, A. D. 1902.

No. 542.

AN ACT TO PROTECT KEEPERS OF BOARDING HOUSES.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That keepers of boarding houses shall have the same rights and remedies for enforcing and collecting claims for board as are allowed by law to inn keepers or hotel keepers. Rights of inn-keepers extended to keepers of boarding houses, to be inserted in Civil Code as § 1741a.

SEC. 2. That all Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved the 11th day of February, A. D. 1902.

A. D. 1902.

No. 543.

AN ACT TO AMEND AN ACT APPROVED FEBRUARY 10, 1898, ENTITLED "AN ACT TO REGULATE THE RATE OF INTEREST UPON CONTRACTS ARISING IN THIS STATE, FOR THE HIRING, LENDING, OR USE OF MONEY OR OTHER COMMODITY."

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That an Act approved February 10, 1898, entitled "An Act to regulate the rate of interest upon contracts arising in his State, for the hiring, lending, or use of money or other commodity," be, and is hereby, amended, by adding thereto a new section, to be numbered Section 5, as follows:

Usury not to be plead by corporations. To be inserted in Civil Code as § 1664a.

SECTION 5. No corporation shall, by way of defense, or otherwise, avail itself of any of the provisions of the preceding sections of this Act, to avoid or defeat the payment of any interest which it has agreed upon, allowed, or contracted to pay, in any issue or sale of its coupon or registered bonds, heretofore or hereafter made by it.

Approved the 25th day of February, A. D. 1902.

No. 544.

AN ACT TO AMEND SECTION 1263, 1266, 1267 AND 1272 OF THE GENERAL STATUTES OF 1882, APPEARING AS SECTIONS 1361, 1365, 1368, AND 1373 OF THE REVISED STATUTES OF SOUTH CAROLINA, 1893, RELATING TO PILOTAGE.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 1263 of the General Statutes of 1882, appearing as Section 1361 of the Revised Statutes of South Carolina, 1893, be, and the same is hereby, amended so as to read as follows:

Apprentices in pilotage service. Civil Code, § 1621, amended.

"Section 1361 (1263.) Apprentices shall be taken by full branch pilots only, with the approval of the respective Boards of Commissioners of Pilotage: *Provided*, They do not exceed the age of eighteen years and possess at least a common school education, and shall serve two years before receiving a nine-foot branch or license for all other ports, and three years for a ten-foot branch at Charleston; the last year of service it shall

be the duty of their masters to take the said apprentices on board of all vessels, so that they may become completely competent to discharge their duties. After holding their branches or licenses for one year, if competent, to the satisfaction of their masters, they shall receive a twelve-foot branch or license, which they must hold in service for two years, at the end of which time they may receive a full branch or license. In all cases, however, the applicant for apprenticeship shall be eighteen years of age previous to receiving his nine-foot or ten-foot branch or license; but any person who has been trading between either of the ports above mentioned and other ports for a period of five years shall, upon a satisfactory examination before either of the respective Boards of Commissioners, be entitled to receive from said Board a full branch or license."

A. D. 1902.

SEC. 2. That Section 1266 of the General Statutes of 1882, appearing as Section 1365 of the Revised Statutes of South Carolina, 1893, be, and the same is hereby, amended so as to read as follows:

"Section 1365 (1266). The number of pilots for the bar and harbor of Charleston shall not exceed fifteen: *Provided*, That no pilot now licensed shall hereby lose his license, but no other person shall be licensed until the number of pilots is less than fifteen. The number of pilots for the port of Beaufort shall be limited to twelve; and for the bar and harbor of Georgetown to eleven, with power to the said Commissioners of Pilotage to increase the number for the port of Beaufort to fifteen and for Georgetown to fifteen, if, in their judgment, the commerce of either of said ports shall require such increase. The number of pilots for the other ports shall be fixed by the Commissioners of Pilotage at such ports; but such limit in number shall not operate as an exclusion of any pilot who now holds a regularly issued license. The said Board shall make no distinction in the selection of pilots on account of race, color or previous condition."

Number of
pilots limited.
Civil Code, §
1625, amended.

SEC. 3. That Section 1267 of the General Statutes of 1882, appearing as Section 1368 of the Revised Statutes of South Carolina, 1893, be, and the same is hereby, amended, so as to read as follows:

"Section 1368 (1267). A majority of each of the said Boards of Commissioners of Pilotage shall have power and authority

Penalty for
dereliction of
duty by pilot.
Civil Code, §
1628, amended.

A. D. 1902.

to take away the license of a pilot for a given time, or to declare his license null and void, as the nature of the case may demand, upon charge of any dereliction of duty made and proven against him, or if he be found guilty of using abusive or insulting language, or guilty of threatening conduct, while on his business as a pilot, or against whom charges of intoxication or conduct unbecoming a pilot, either when on or off duty, shall be proved to the satisfaction of a majority of the Commissioners; but any pilot against whom any charge shall be made, shall be entitled to a hearing before the said Board of Commissioners, and to make any proper defense to such charge. If any pilot has forfeited or been deprived of his license, or is no longer entitled to the use thereof by virtue of this or any other sections of this chapter, the said Board of Commissioners shall have the power to order the Harbor Master of the port to which he may belong to call on him for the surrender of his license. And if he shall refuse to give up the same to the Harbor Master on demand, the latter shall give notice for one week in the public daily papers that such person has no longer a right to act as a pilot until he be reinstated by the said Board of Commissioners."

SEC. 4. That Section 1272 of the General Statutes of 1882, appearing as Section 1373 of the Revised Statutes of South Carolina, 1893, be, and the same is hereby, amended so as to read as follows:

The pilotage
ground of
Charleston.
Civil Code, §
1633, amended.

"Section 1373 (1272). The pilot ground of the bar of Charleston shall extend from the said bar thirty miles Eastward, Southward and Northward; and any master or commander of a vessel bearing toward any harbor or bar (all coasters and other vessels under one hundred tons of American register excepted), who shall refuse to receive on board a licensed pilot for the said bar and harbor, offering to board, shall be liable, on his arrival at the said port, to pay such pilot who first offered to go on board and take charge of such vessel, the rates and fees allowed and established as hereinafter mentioned, as if such a pilot had actually brought in such vessel to said port. But if a pilot having a ten or twelve-foot branch or license only, as the case may be, is refused by the master of a vessel of greater draught, such master shall not be liable to him for her pilotage; and if a pilot refuse to produce his license to the mas-

ter of a vessel, when the latter demands it, the fees of pilotage shall not be charged against the master rejecting the services of such pilot." A. D. 1902.

SEC. 5. That all Acts or parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

SEC. 6. That this Act shall take effect upon the approval thereof.

Approved the 20th day of February, A. D. 1902.

No. 545.

AN ACT TO REQUIRE CERTAIN AGRICULTURAL INVESTIGATION AND EXPERIMENTATION, IN THE COAST REGION, BY CLEM- SON COLLEGE.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That on and after the approval of this Act by the Governor the authorities of Clemson Agricultural and Mechanical College are hereby authorized and required to detail one of its scientific agriculturists to pay frequent visits to the coast section of the State, and to examine the soils, present methods of cultivation, fertilization, irrigation, etc., and to make practical tests, on some selected section, of Sea Island cotton, rice and truck farms, with various varieties of seeds, and to follow the same up carefully during the preparation of the land, planting of seed and cultivation and harvesting of same, and also to examine into the diseases of cotton, rice, truck, etc., which have caused much trouble and loss in that section.

Authorities of
Clemson Col-
lege to conduct
experiments,
&c., in coast
region. To be
added as sub-
div. 18 to Civil
Code, § 1313.

SEC. 2. That it shall be the duty of the planters and farmers of the section so visited to render hearty assistance and co-operation in every way in their power to the gentleman detailed under the provisions of Section 1 of this Act.

Approved the 25th day of February, A. D. 1902.

A. D. 1902.

No. 546.

AN ACT TO PROVIDE A BOARD OF COMMISSIONERS FOR THE
SOUTH CAROLINA INSTITUTION FOR THE EDUCATION OF
THE DEAF AND DUMB AND BLIND.

Board of
Commissioners
for S. C. In-
stitute for Edu-
cation of Deaf,
Dumb and
Blind. Civil
Code, § 1326,
amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: The Board of Commissioners for the South Carolina Institution for the Education of the Deaf and Dumb and the Blind shall consist of five members as follows: The Superintendent of Education, *ex-officio*, and four members to be appointed by the Governor, three of whom shall reside in Spartanburg County. The term of office of aforesaid four members shall be, respectively, two, four, six and eight years, the term of each to be designated by the Governor when appointed. At expiration of term of office of any member of the Board, the Governor shall fill vacancy by appointment for term of eight years, the Governor to have power to remove for cause at any time. The said Board shall be allowed actual expenses for not more than two meetings in each year, to be paid by the Superintendent of the Institution. Nothing herein contained shall interfere with the present Board of Trustees and until after their term of office expires.

SEC. 2. That all Acts or parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved the 25th day of February, A. D. 1902.

No. 547.

AN ACT TO EXCLUDE FROM OUR STATE HOSPITAL FOR THE
INSANE FOREIGN IDIOTS AND LUNATICS, AND TO PROVIDE
FOR THEIR DISPOSITION WHEN FOUND IN THIS STATE.

Non-residents
not to be ad-
mitted to State
Hospital for
Insane. Civil
Code, § 2268,
amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: Every one sent to the State Hospital for the Insane from any County in South Carolina, must be shown in the exemplification of proceedings to be at the time strictly a citizen of South Carolina in terms of the law relating to citizenship, viz: for adults, two years' residence; and in the case of minors, two years' residence of parents or guardian.

SEC. 2. If any person not a citizen or resident of this State, but a citizen and resident of another State of the United States, shall be ascertained to be insane, the Judge of Probate shall immediately notify the Governor of the State of which the insane person is a citizen, of the facts and circumstances, by letter (or telegraphic message if he thinks proper), and for a reasonable length of time the insane person shall be kept confined or restrained in said County, but shall not be committed to the State Hospital; and if the state of his citizenship shall not provide for the removal from this State to his proper State of the insane person within a reasonable time, the County Commissioners of the County in which he shall have been ascertained to be an insane person, shall cause him to be conveyed to the State of which he is a citizen, and delivered there to the Sheriff of his County or to the Superintendent of any State Hospital. The cost of such proceedings and conveyance away from this State shall be borne by the County in which the person shall have been adjudged to be insane. If any person, not a citizen of the United States, shall be ascertained to be insane, the Judge of Probate shall immediately notify the Governor of this State of the name of the insane person, the country of which he is a citizen, and his place of residence in said country, if the same can be ascertained, and such other facts in the case as he may obtain, together with a copy of the examination taken; and the Governor shall transmit said information and examination to the Secretary of State at Washington, D. C., with the request that he inform the minister resident or plenipotentiary of the country of which the insane person is supposed to be a citizen.

A. D. 1902.

Disposition of
insane non-
residents.Foreigners in-
sane. Disposi-
tion of.

SEC. 3. That all Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved the 25th day of February, A. D. 1902.

No. 548.

AN ACT TO AMEND SECTION 984 OF THE REVISED STATUTES OF 1893, SO AS TO EXEMPT DENTISTS FROM JURY DUTY.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 984 of the Revised

A. D. 1902.

Statutes of 1893 be, and the same is hereby, amended by adding at the end of said section the following words, to wit: "and that all dentists authorized by law to practice Dentistry in this State shall be exempt from jury duty in this State;" so that said section, when so amended, shall read as follows:

Dentists to
obtain license;
exempt from
jury duty.
Civil Code, §
1127, amended.

Section 984. No person shall hereafter enter upon the practice of dentistry in this State unless he shall have obtained a license from the Board of Dental Examiners in the State of South Carolina; "and that all dentists authorized by law to practice dentistry in this State shall be exempt from jury duty in this State."

Approved the 11th day of February, A. D. 1902.

No. 549.

AN ACT CREATING A COUNTY PENSION COMMISSIONER, DEFINING HIS DUTIES, AND TO FURTHER DEFINE AND REGULATE THE DUTIES OF COUNTY PENSION BOARDS HERE-AFTER.

County Pension
Commissioner; elec-
tion; duties. To
be inserted in
Civil Code as
§ 1071a, amend-
ing §§ 1070 and
1071.

SECTION I. *Be it enacted* by the General Assembly of the State of South Carolina: That each County Pension Board of the respective Counties in this State, shall, at its first meeting in January, in each year, elect one of its members to the position of Pension Commissioner, whose duty it shall be to attend in the Auditor's office of his County every Saturday, during the month of January, in each year, for the purpose of meeting the pension applicants, and to arrange and fix up all pension papers in a condition to go before said Board, which said Board shall meet on the first Monday in February, of each year, to pass upon said applications. Said Commissioner shall be, and is hereby, authorized and required to administer oaths. When said applications have been approved by said Board said Commissioner shall write up the lists of same. Said Board shall meet again on the first Monday of February, in each year, to sign said lists, and immediately forward same to the Comptroller General. Said Pension Commissioner shall be allowed two dollars per day as pay for his services, but shall not be paid for more than ten days' service in one year.

SEC. 2. That this Act shall go into effect immediately upon its approval. A. D. 1902.

Approved the 25th day of February, A. D. 1902.

No. 550.

AN ACT TO AMEND SECTIONS 1065, 1066, AND 1067, CHAPTER XXII., VOLUME I., OF THE CODE OF LAWS OF SOUTH CAROLINA, 1902, RELATING TO PENSIONS.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 1065 of the Code of Laws of South Carolina, 1902, be, and the same is hereby, amended so as to read as follows:

Section 1065. The sum of at least \$150,000 shall be annually appropriated to pay the pensions provided for by this Chapter, and in case the same, or such amount as shall be appropriated, shall be insufficient, then the amount so appropriated shall be distributed proportionately among those legally entitled to receive the same: *Provided*, That those pensioners described in Section 1066 as Class A, Class B, Class C, No. 1 and Class C, No. 3 shall have been first paid in full: *Provided, further*, In case the same, or such amount as shall be appropriated, shall be more than sufficient, then the amount so appropriated shall be distributed proportionately among all those legally entitled to receive the same. Appropriations for pensions for Confederate soldiers. Civil Code, § 1065, amended.

SEC. 2. That Section 1066 of the Code of Laws of South Carolina, 1902, be, and the same is hereby, amended so as to read as follows:

Section 1066. The applicant must have been a resident of the State for two years prior to the time of the application. In order to obtain the benefits of this Chapter, the applicant qualified by residence must also show. Who entitled to receive pensions. Civil Code, § 1066, amended.

(A). If a man.

1st. That he was a bona fide soldier or sailor in the service of the State, or Confederate States, in the War Between the States; and 2nd, either (a) that while in such service he lost a leg or arm or sight, or received other bodily injury whereby he has become disabled, or that he is totally disabled by paralysis:

A. D. 1902.

and, further, that neither himself nor his wife has an income exceeding one hundred and fifty dollars per annum, nor property sufficient to produce such an income; or (b) that he has reached the age of sixty years, and that neither he nor his wife is receiving an annual income of seventy-five dollars from any source, nor possessed of property sufficient to produce such an income.

(B) If a woman.

1st. That she is the widow of a man who was a bona fide soldier or sailor in the service of the State, or of the Confederate States, in the War Between the States; and

2nd. That she has never remarried; or, having remarried, is again a widow, and

3rd. That either (a) she is sixty years of age, or (b) that her husband lost his life in the service of the State, or of the Confederate States, in the War Between the States; and

4th. That she has not an income of one hundred dollars per annum nor property sufficient to produce same.

5th. The classification of all pensioners shall be as follows:

Class A. Those who, as a result of wounds received in said war, are physically helpless, or who, while in such service, lost both arms or both legs, or sight; or who are disabled by paralysis and are unable to make a living, whose incomes, or his wife's, does not exceed \$150.00 per annum.

Class B. Those who while in such service lost one arm or one leg, and whose income, or his wife's, does not exceed \$150.00 per annum.

Class C, No. 1. Those soldiers and sailors disabled by wounds received during said war, whose income, or his wife's, does not exceed \$150.00 per annum.

Class C, No. 2. Those who have reached the age of sixty (60) years, and whose income, or his wife's, does not exceed \$75.00 per annum.

Class C, No. 3. Widows of those who lost their lives while in such service of the State, or of the Confederate States, and whose income does not exceed \$100.00 per annum.

Class C, No. 4. Widows above the age of sixty (60) years, whose income does not exceed \$100.00 per annum.

SEC. 3. That Section 1067 of the Code of Laws of South Carolina, 1902, be, and the same are hereby amended so as to read as follows: A. D. 1902.

Section 1067. The persons described in the preceding sections shall be entitled to a pension upon complying with the other provisions of this Chapter, and each pensioner of the several classes shall be paid the amounts hereinafter set forth, to wit: Amount of
pensions. Civil
Code, § 1067,
amended.

Class A. Eight dollars per month. Class B. Six dollars per month. Class C. No. 1. Four dollars per month. Class C. No. 3. Four dollars per month.

Class C. No. 2. three dollars per month; Class C. No. 4. three dollars per month.

SEC. 4. This Act shall take effect immediately on its approval.

SEC. 5. All Acts or parts of Acts inconsistent with this Act are hereby repealed.

Approved the 26th day of February, A. D. 1902.

No. 551.

AN ACT TO AMEND SECTION 3 OF AN ACT ENTITLED "AN ACT TO PROVIDE FOR PENSIONS FOR CERTAIN SOLDIERS AND SAILORS, NOW RESIDENTS OF SOUTH CAROLINA, WHO WERE IN THE SERVICE OF THE STATE, OR OF THE CONFEDERATE STATES, IN THE LATE WAR BETWEEN THE STATES," APPROVED THE 19TH DAY OF FEBRUARY, A. D. 1900, SO FAR AS IT RELATES TO WIDOWS OF CONFEDERATE SOLDIERS AND SAILORS.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That sub-division 2d of sub-title (B) of Section 3 of an Act entitled "An Act to provide for pensions for certain soldiers and sailors, now residents of South Carolina, who were in the service of the State, or of the Confederate States, in the late war between the States," approved the 19th day of February, A. D. 1900, be, and the said sub-division 2d is hereby, amended by inserting between the word "remarried" and the word "and" the following words, "or that she, being

A. D. 1902.

sixty years of age, is a widow again, her last husband having died;" so that Section 3 of the said Act, when so amended, shall read as follows:

Who may obtain pensions. Civil Code, § 1068, amended. See also Act No. 554 immediately preceding.

Section 3. In order to obtain the benefits of this chapter, the applicant unqualified by residence must also show:

(A) If a man:

1st. That he was a *bona fide* soldier or sailor in the service in the State or in the Confederate States in the war between the States; and

2d. Either (a) that while in such service he lost a leg or arm, or received other bodily injury whereby he has become disabled; and, further, that neither himself nor his wife has an income exceeding one hundred and fifty dollars per annum, nor property sufficient to produce such an income; or (b) that he has reached the age of sixty years, and that neither he nor his wife is receiving an annual income of seventy-five dollars from any source, nor possessed of property sufficient to produce such an income.

(B) If a woman:

1st. That she is the widow of a man who was a *bona fide* soldier or sailor in the service of the State or of the Confederate States in the war between the States; and

2d. That she has never remarried, or that she being sixty years of age, is a widow again, her last husband having died; and

3. That either (a) she is sixty years of age, or (b) that her husband lost his life in the service of the State or of the Confederate States in the war between the States; and

4th. That she has not an income of one hundred dollars per annum, nor property sufficient to produce same.

Approved the 25th day of February, A. D. 1902.

No. 552.

AN ACT TO REGULATE COUNTY AID TO EX-CONFEDERATE SOLDIERS AND PREVENT THEIR DISFRANCHISEMENT.

County aid; when and how extended indigent Confederate soldiers. Civil Code, § 1068a.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That from and after the approval of this Act the County Board of Commissioners of the various

Counties of this State shall have the right, in their discretion, to extend County aid to indigent Confederate soldiers in their respective Counties, at the home of such soldiers or at the home of some relative or friend: *Provided*, That it shall be established to the satisfaction of said Board that such soldier is deserving of aid and is physically unable to earn a support, and that he does not obtain a sufficient pension from the State to support him.

A. D. 1902.

SEC. 2. That no ex-Confederate soldier shall be disfranchised by reason of his having received, or receiving, such aid as aforesaid.

SEC. 3. That all Acts and parts of Acts inconsistent with this Act are hereby repealed.

Approved the 20th day of February, A. D. 1902.

No. 553.

AN ACT IN RELATION TO THE ENROLLMENT, BY COUNTY AND TOWNSHIP, OF CITIZENS OF SOUTH CAROLINA WHO RENDERED MILITARY OR NAVAL SERVICE TO THE CONFEDERATE STATES.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That for the purpose of purchasing the necessary County and township record books, printing, stationery and stamps, etc., and for the prosecution of the work of obtaining an enrollment along geographical lines, by township and County, of all persons who served in the army or navy of the Confederate States, under the plan adopted by the Convention of Confederate Veterans, on the 10th day of May, 1901, there is, hereby, appropriated eight hundred (\$800.00) dollars, if so much be necessary, to be paid upon the warrant of the Comptroller General, upon requisition of the chairman of the State Enrollment Committee of Confederate Veterans.

Appropriation
for enrollment
of Confederate
soldiers.

SEC. 2. That the township enrollment book, when by the enrollment committee of veterans turned over to the Clerk of the Court of each County, shall be by him, together with the County enrollment book, safely kept as permanent record books of his office.

Enrollment
books to be
kept as records
by Clerk of
Court.

A. D. 1902.

County enrollment book kept by Clerk.

SEC. 3. That it shall be the duty of the Clerk of the Court of each County, from each township enrollment book, promptly and correctly, to record into the County enrollment book the name of each person enrolled, together with all details of his service, noting on the township enrollment book, opposite each entry, the page of the County enrollment book whereon the entry is recorded, and noting in the County enrollment book the township enrollment book whence each entry is recorded.

Fee for enrollment.

SEC. 4. The Clerk of the Court shall be entitled to receive a fee of two cents for each name so recorded by him in the County enrollment book, in full compensation for recording the name with all details of service, and indexing the same, or arranging in alphabetical order; said fee to be paid by the County Commissioners, out of the County funds, upon an itemized bill for same being submitted, verified and approved by the chairman of the County Confederate Veterans' enrollment Committee, and by the County Commissioners.

Temporary custody of books.

SEC. 5. That upon the written request of the Governor, the Clerk of the Court shall permit any State official, charged with perfecting, editing, or publishing the official Confederate rolls, to have temporary custody of said County or township enrollment books, the Clerk of Court taking the receipt of said official for enrollment books loaned, and when returned receipting the said official for same.

Under direction of veterans enrollment committee.

SEC. 6. That the Clerk of the Court, in making the record in the County enrollment book, shall act under the direction of the State and County Confederate Veterans' Enrollment Committee.

Approved the 25th day of February, A. D. 1902.

No. 554.

AN ACT TO PROVIDE FOR THE REPAIR OF ARTIFICIAL LIMBS OF CERTAIN CITIZENS OF THIS STATE WHO WERE SOLDIERS IN THE WAR BETWEEN THE STATES, AND TO PAY CERTAIN OF SUCH CITIZENS MONEY IN LIEU THEREOF.

Appropriation for repair of artificial limbs donated by State.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the sum of (2,000) two thou-

sand dollars, if so much be necessary, be, and is hereby, appropriated to defray the expenses of the repair of artificial limbs heretofore donated to citizens of this State who lost a leg or an arm, or who became permanently disabled in a leg or in an arm during military service in the war between the States.

A. D. 1902.

SEC. 2. That the Comptroller General be, and is hereby, authorized and required to draw his warrant on the State Treasurer, and the State Treasurer to pay the same, for a sum not to exceed twenty-five dollars, in favor of any citizen of this State, upon the presentation to him by, or on behalf of, such citizen, of a certificate, under seal of the Clerk of Court, of the County wherein such citizen resides, that such citizen lost a leg or an arm, or was permanently disabled in a leg or in an arm, while in military service of this State, or of the Confederate States, in the war between the States, and that such citizen received an artificial limb under the Act of 1879, the Act of 1881, or the amendments thereof, and that the said artificial limb needs repairs, and that such citizen is not on the State pension roll; and also an estimate of the probable cost of such repair, certified to by a reputable physician of the County wherein such citizen resides: *Provided*, That such citizen, who is receiving a pension from the State, shall not be entitled to receive anything under this appropriation: *Provided*, That the amount so appropriated shall be appropriated out of the pension fund.

How distributed by Comptroller General.

Provided, further, That in case any citizen received money instead of an artificial limb, as provided under the Act of 1879, the Act of 1881, or the amendments thereof, that such person shall be allowed the sum of twenty-five dollars upon the presentation of a certificate, under seal of the Clerk of the Court of the County wherein such citizen resides, that he was entitled to receive such compensation instead of the artificial limb as provided in said Acts: *Provided, further*, That all persons desiring the benefits of this Act shall file their claims as herein provided with the Comptroller General within ninety days after the approval of this Act: And if the Comptroller General shall find that the amount of the claims filed and approved exceeds the said sum of two thousand dollars, then he shall pro rate the said sum among the claims approved by him.

Proviso where money was received.

Claims to be filed by May 27, 1902.

Approved the 26th day of February, A. D. 1902.

A. D. 1902.

No. 555.

AN ACT TO AMEND "AN ACT TO EXEMPT SOLDIERS AND SAILORS IN THE SERVICE OF THE STATE OF SOUTH CAROLINA, OR OF THE CONFEDERATE STATES, IN THE WAR BETWEEN THE STATES FROM TAKING OUT THE LICENSE AS HAWKER AND PEDDLER REQUIRED BY CHAPTER XLIII., VOLUME I., REVISED STATUTES, 1893, OF SOUTH CAROLINA," APPROVED 25TH DAY OF FEBRUARY, A. D. 1897, BY MAKING SAME APPLY TO TOWNS AND CITIES.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That "An Act to exempt soldiers and sailors in the service of the State of South Carolina, or of the Confederate States, in the war between the States from taking out the license as hawker and peddler required by Chapter XLIII., Volume I., Revised Statutes, 1893, of South Carolina, approved 25th day of February, A. D. 1897, by making same apply to towns," be amended in line sixth (6) by inserting after the word "County," the words "or town;" so that said Act when amended, shall read as follows:

Certain soldiers and sailors exempt from license law as to hawkers and peddlers. Civil Code, § 1746, amended.

Section 1. That any person who was a *bona fide* soldier or sailor in the service of the State of South Carolina, or of the Confederate States, in the war between the States, may expose for sale or sell, as hawker or peddler, any goods, wares or merchandise in any County, city, or town in this State, without taking out the license required by Chapter XLIII., Volume I., Revised Statutes, 1893, of South Carolina: *Provided*, He make to the Clerk of the Court of Common Pleas of the County in which goods are to be sold, satisfactory proof that he was such soldier or sailor.

Approved the 20th day of February, A. D. 1902.

No. 556.

AN ACT EMPOWERING THE WINDING UP OR DISSOLUTION OF ALL CORPORATIONS.

Voluntary dissolution of corporations. Civil Code, § 1866a.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That all corporations heretofore or

hereafter incorporated in this State, either by the Legislature, the Secretary of State, or a Clerk of Court, shall always have the right to go into liquidation and to wind up their affairs, and dissolve, by resolution of the stockholders representing a majority of capital stock had after such notice as is hereinafter provided; said resolution to be signed by the President and Secretary, or other officers of the corporation, and forwarded to the Secretary of State, to be filed and recorded in his office: *Provided*, That such resolution shall not bar an action for two years thereafter against the corporation or any of its members for any liability incurred during the existence of the corporation.

A. D. 1902.

Sec. 2. In order for any corporation to go into liquidation and wind up its affairs and dissolve as hereinbefore authorized, the Board of Directors, Trustees or Managers shall call a stockholders' meeting, giving at least thirty days' notice of the time, place and purpose of said meeting, either by the mailing of written notice to each stockholder, and by publication in some newspaper published in the County where the corporation has its principal place of business, or (if no paper be published in the County) by written or printed notice, posted up on the court house door: *Provided*, That such meeting may also be called by the President of the corporation, or by any stockholder owning in the aggregate 20 per cent. of the capital stock, in the manner above provided. If a majority of the stock of the corporation be present at such meeting, in person or by proxy, and a resolution that such corporation shall go into liquidation and wind up its affairs and dissolve, be adopted by a majority vote of all the shares of capital stock, said corporation may thereupon go into liquidation and proceed to wind up its affairs and dissolve.

Proceeding § 5
for Civil Code,
§ 1866b.

Sec. 3. This Act shall take effect immediately upon its approval.

Sec. 4. That any and all Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved the 11th day of February, A. D. 1902.

A. D. 1902.

No. 557.

AN ACT TO PROVIDE FOR AN UNLIMITED NUMBER OF DIRECTORS FOR BANKING, SHIP BUILDING AND TRUST CORPORATIONS, AND TO ENABLE SUCH CORPORATIONS TO DIVIDE THE SAME INTO TWO CLASSES, ACTIVE AND ADVISORY, AND PRESCRIBE DISTINCT DUTIES FOR EACH CLASS.

Unlimited
number of Di-
rectors for cer-
tain corpora-
tions; two
classes. Civil
Code, § 1896a.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That any corporation of this State, organized for the purpose of doing a general banking, ship building and trust company business, or trust company business alone, may, by a resolution adopted at the meeting of its subscribers for organization, or its by-laws adopted after such organization, provide for the election of two classes of directors, to wit: active and advisory, and may prescribe distinct duties to be devolved upon each of said classes; and may elect such number of directors for each of said classes as may be deemed advisable, and that it may, from time to time, alter its by-laws with reference thereto.

Approved the 20th day of February, A. D. 1902.

No. 558.

AN ACT TO REQUIRE MUNICIPALITIES TO PROVIDE DRAINS FOR SURFACE WATER.

Municipalities
to provide
drains for sur-
face water.
Civil Code, §
2010a.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That, whenever within the boundaries of any Municipality, it shall be necessary or desirable to carry off the surface water from any street, alley or other public thoroughfare, over the private lands property adjacent or adjoining such thoroughfare, upon demand from the owner or owners thereof, such municipality shall provide sufficient drainage for such water through open or covered drains except where the formation of the street renders it impracticable, along or under such streets, alleys or other thoroughfare in such manner as to prevent the passage of such water over such private lands or property: *Provided*, That if such drains cannot be had along or under such streets, alleys or other thoroughfare, then the municipal authorities shall have

the power and authority to obtain under proper proceedings for condemnation as for highways on payment of damages to the land owner, a right of way through the lands of such land owner for the necessary drains for such drainage.

A. D. 1902.

SEC. 2. That if any municipal corporation in this State shall fail or refuse to carry out the provisions of this Act, any person injured thereby may have and maintain an action against such municipality for the actual damages sustained by such person.

Approved the 26th day of February, A. D. 1902.

No. 559.

AN ACT TO ALLOW ALL FARM PRODUCTS TO BE MARKETING IN ANY TOWN IN THIS STATE WITHOUT LICENSE.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That all products of the farms of this State may be sold in any town or city by the producer of said product or his agent without said producer being required to pay license to make such sale: "Provided said producer or agent is not engaged in selling the produce of other persons."

Farm products marketed without license. Civil Code, § 2001a.

SEC. 2. That all Acts or parts of Acts inconsistent with this Act be, and the same are hereby, repealed.


Approved the 25th day of February, A. D. 1902.

No. 560.

AN ACT TO EMPOWER CITIES AND TOWNS OF THIS STATE TO GIVE EXCLUSIVE FRANCHISES TO PERSONS OR CORPORATIONS FURNISHING WATER OR LIGHT THERETO, RESPECTIVELY, UNDER CERTAIN CONDITIONS.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That all cities and towns of the State of South Carolina are hereby empowered to grant to persons or corporations the exclusive franchise of furnishing light or water to said cities and towns and the inhabitants thereof: *Provided*, That no such franchise shall be valid unless it shall

Municipalities may grant exclusive franchises for furnishing lights and water. Civil Code, § 2007a.

A. D. 1902.  first receive the vote of two-thirds of the Board of Aldermen or Common Council of the city or town granting the same, and be subsequently confirmed by a vote of the majority of the qualified electors of said city or town, voting at an election to be called specially for the purpose: *And provided further*, That the ordinance or resolution granting such franchise shall fix a maximum rate for furnishing water or light, both for public and private consumption, beyond which the persons or corporation obtaining such exclusive franchise shall have no power to charge or receive any further price for light or water thus furnished: *And Provided*, That no such franchise shall exceed a period of thirty years, or affect any existing contractual rights.

Approved the 26th day of February, A. D. 1902.

No. 561.

AN ACT TO EMPOWER MUNICIPAL CORPORATIONS TO ERECT AND ENLARGE THEIR SEWER SYSTEMS BY COMMISSIONS, AND TO PRESCRIBE THEIR POWERS AND DUTIES.

Sewerage
Commission.
When, and
how, constitu-
ted. Civil Code,
§ 2008a. SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That any municipal corporation in this State which is about to enlarge, extend or establish a system of sewerage therein may, by its Mayor and Aldermen, or Intendant and Wardens, or City or Town Councils, elect five or seven of its citizens, who shall be freeholders therein, as a Sewerage Commission, which shall be known and designated as the Sewerage Commission of such municipal corporation, who shall continue as such for a term of two years and until their successors are elected, or until the enlarging, extending or establishment of its system of sewerage is fully completed, as contemplated under the laws and ordinances providing therefor: *Provided*, That not more than three persons so elected as members of said Commission shall be members of the body electing such Commission. Any vacancy occurring in said Commission shall be filled by election as hereinbefore provided; and any member thereof may be removed for cause by any such City or Town Council. The members of such Commission, be-

fore entering upon their duties, shall take the same oaths required of members of the body electing them. A. D. 1902.

SEC. 2. It shall be the duty of such Sewerage Commission, subject to the approval of such City or Town Council, to advertise for bids for at least 30 days in two or more newspapers for the work to be done, for material to be used therein, with the right to reject any and all bids, and to enter into contracts with the lowest responsible bidders thereon, and to secure competent persons, if deemed advisable, to superintend the construction thereof and counsel and advise in matters relating thereto. Such Commission shall have the construction of the system of sewerage in charge, and shall organize by electing one of its members as Chairman thereof, and a Secretary, which may be the same person as the Clerk of such City or Town Council. A permanent record shall be made and kept by the said Commission of all its proceedings, contracts and other matters done and performed by it, including an accurate plan of the work done, showing the situation of the sewerage pipes, man-holes, water flushes and all other things relating thereto that should be shown. And such records shall be open at all times to the inspection of any citizen of such corporation, and to the City or Town Council thereof, and shall be turned over to such City or Town Council as a permanent record thereof, with all convenient speed, on the completion of its work. No such Sewerage Commission shall expend more money in the enlarging, extending or establishing such system of sewerage than has been appropriated therefor, according to law; and all payments for material furnished and work performed shall be made by the Treasurer of such City or Town Council on warrants issued by such Commission and approved by such City or Town Council. No member of any such Commission shall be permitted to enter into any contract with such Commission for furnishing materials or for the construction of any of the work of such sewerage system. Duties of Civil Code, § 2008b.

SEC. 3. For the purpose of enlarging, extending or establishing a system of sewerage within and adjacent to its corporate limits, any municipal corporation shall have the right and power, by its City or Town Council, to condemn, take and use any land that it may deem necessary thereto, whether the same be situate within or without its corporate limits, or it may pur- Condemnation proceedings by municipal authorities. Civil Code, § 2008c.

A. D. 1902.

chase or lease the same; and it may likewise condemn, purchase or lease any stream of running water for the purpose of emptying therein to the sewerage from its sewer pipes, conduits, drains or chambers; and for this purpose, when the owner or owners of land, or of any running stream of water, refuses or fails to sell or lease the same, such City or Town Council shall have the right to have the compensation therefor ascertained in the following manner: Such City or Town Council shall select one member of a Board of Arbitrators, the owner of the land or stream one member (and when the owner is a corporation, then its President or Secretary shall make the selection), and these two shall select a third, which shall compose said Board, and all of whom shall possess the qualifications of jurors in the Courts of Record in this State. Said Board shall fully inform itself with regard to all the facts relating to the controversy, and shall hear the parties thereto in their own behalf, or by attorney, and shall then forthwith render its findings of the amount of compensation in writing, and file the same in the office of the Clerk of Court of General Sessions and Common Pleas in the County where the land is situate, who shall receive and record the same, and make therefor a charge of not exceeding two dollars. From the award so rendered it shall be the right of either party to appeal to the first term of the Circuit Court next ensuing in the County, giving to the opposite party ten days' notice of such intended appeal, with the grounds thereof; and upon the hearing of such appeal, an issue shall be ordered, in which the appellant shall be the actor, and the question of compensation shall be thereupon submitted to a jury in open Court, whose verdict shall be final and conclusive, unless a new trial shall be ordered by the Supreme Court. But in no case of appeal shall the progress of the work be stayed: *Provided*, The corporation requiring the use of the property shall deposit with the Clerk of the Court the amount of the award from which the appeal is taken: *Provided*, That if any person shall fail to select or secure some suitable person to act on said Board, for a period of three days after receiving notice from such City or Town Council so to do, such City or Town Council shall have the right to request some disinterested citizen to select a member of the Board of Arbitrators for such landowner, and on his doing so, these two shall proceed to select the

third, and the said Board shall be thus composed. In case the owner of any such land is legally disqualified from acting for himself or herself, such City or Town Council may have a guardian ad litem appointed for such person in the same manner that Guardians ad litem are appointed in actions in the Court of Common Pleas, who shall act for such person fully as he or she might if legally disqualified. On the payment by the City or Town Council of the compensation thus ascertained, it shall have the right to enter upon and use such premises for all proper and necessary purposes connected with the enlarging, extending or establishment of its system of sewerage, and for the repairing, flushing, protecting or otherwise keeping the same in a sanitary, safe or satisfactory condition.

A. D. 1902.

SEC. 4. Any municipal corporation in this State, for the purpose of enlarging, extending or establishing a system of sewerage, as aforesaid, shall have the right to use any of the streets of such municipal corporation, and any of the public buildings, roads and highways of the County in which the same is located for the purpose of constructing, operating, repairing and protecting the same; but it shall restore all highways to as good a condition as they were in prior thereto without any unnecessary delay and with the least possible inconvenience to the public. And it shall have the right to enact all necessary ordinances, rules and regulations consistent with law for the establishment, construction, maintenance, operation, protection, use, control and repairing its system of sewerage, both within and without its corporate limits.

Use of streets.
Civil Code, §
2008d.Regulations
as to sewerage.

Approved the 27th day of February, A. D. 1902.

No. 562.

AN ACT PRESCRIBING THE MANNER IN WHICH CITIES AND TOWNS MAY EXTEND THEIR CHARTERS OF INCORPORATION.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That on and after the approval of this Act, the charters or articles of incorporation of any city or town in this State, incorporated or chartered under a general law by

How municipal
charters
may be extended.
Civil Code,
§ 1996a.

A. D. 1902.

the Secretary of State, may be extended in the following manner:

A petition shall first be submitted to the town or city council, signed by a majority of free holders, who are citizens of said town or city, setting out the length of time it is desired to extend the charter of such town or city, and praying that an election be ordered to ascertain whether such extension should be made or not; whereupon the council of such town or city shall order an election to be held on such question, and shall appoint managers to conduct the same.

Election to be held.

Notice of.

SEC. 2. The council of such city or town shall give notice of such election by publishing the same for twenty consecutive days in the newspapers published therein, or, if there be no such newspapers, then by posting in not less than three public places within the corporate limits, which notice shall plainly and definitely state the object of such election.

How conducted.

SEC. 3. The polls shall be opened at the usual voting precincts in such town or city from eight o'clock A. M. until four o'clock P. M., and tickets or ballots shall be prescribed by the council of such city or town on which shall be printed or written the words, "For the Extension" and "Against the Extension," respectively, so as to plainly express the will of the voter. At such election the qualified electors of the municipality shall be allowed to vote on the question of such extension of the charter.

Declaration of result.

SEC. 4. If a majority of the votes cast be ascertained and declared to be in favor of the proposed extension of the charter of such town or city, then the town or city council, as the case may be, shall publish the result of such election and declare the charter extended for the time mentioned in the petition, and shall forthwith file with the Secretary of State a copy of the petition and declaration duly signed by the members of the town or city council in their official capacity, and certified to as being correct by the Clerk of such town or city. Whereupon the

Certificate of extension.

Secretary of State shall issue his certificate to the council of such city or town declaring the charter thereof extended for the number of years stated in the petition and declaration: *Provided*, That before issuing said certificate the Secretary of State shall require the payment of the fees provided by law.

SEC. 5. This Act shall go into effect immediately after its approval by the Governor, and all Acts and parts of Acts in-

consistent with the provisions of this Act are hereby repealed. A. D. 1902.
 Approved the 20th day of February, A. D. 1902.

No. 563.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AUTHORIZE AND EMPOWER CITIES, TOWNS, TOWNSHIPS AND OTHER MUNICIPAL CORPORATIONS TO ISSUE NEGOTIABLE COUPON BONDS FOR THE REFUNDING OR PAYMENT, IN WHOLE OR IN PART, OF BONDED INDEBTEDNESS, AND ANY UNPAID PAST DUE INTEREST THEREON, EXISTING AT THE TIME OF THE ADOPTION OF THE PRESENT CONSTITUTION," APPROVED MARCH 9, 1896.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That an Act entitled "An Act to authorize and empower cities, towns, townships and other municipal corporations to issue negotiable coupon bonds for the refunding or payment, in whole or in part, of bonded indebtedness, and any unpaid past due interest thereon, existing at the time of the adoption of the present Constitution," approved March 9, 1896, be amended by striking out all of *Section 5* and by inserting in lieu thereof the following, to be known as *Section 5*:

Section 5. That for the purposes of issuing the bonds provided for in this Act, the County Boards of Commissioners of the Counties of the State, or such other officers as may hereafter be charged with the performance of the same duty, shall be, and they are hereby declared to be, the proper corporate authority for the townships of their respective Counties to issue such bonds; except that in cases where an incorporated city or town is within a township, the said County Board of Commissioners, or other officer hereafter charged with the performance of the same duty, and the City Council or Town Council, as the case may be, shall, and they are hereby declared to be, the proper corporate authority of the township to issue such bonds.

Section 2. That the following section, to be known as *Section 7*, be added to said Act:

Corporate authorities to issue bonds. Civil Code, § 2019, amended.

A. D. 1902.

School Dis-
tricts included.
Civil Code, §
2020a.

Section 7. That the words "other municipal corporations" used herein shall be held and deemed to include any School District of this State, and that the Trustees of the School Districts shall be the corporate agents thereof for the purposes of this Act.

Section 3. "That the provisions of this Act shall in no wise affect the Acts heretofore passed, authorizing and empowering the several Counties of the State, or any of them, to issue bonds for the purpose of refunding or paying in whole or in part, any indebtedness, whether bonded or otherwise of any of the said Counties."

Approved the 11th day of February, A. D. 1902.

No. 564.

AN ACT TO AMEND SECTION I OF "AN ACT TO PROVIDE FOR THE INCORPORATION OF TOWNS OF NOT LESS THAN ONE THOUSAND NOR MORE THAN FIVE THOUSAND INHABITANTS," APPROVED 5 MARCH, 1896.

SECTION 1. Be it enacted by the General Assembly of the State of South Carolina: That Section I of "An Act to provide for the incorporation of towns of not less than one thousand nor more than five thousand inhabitants," approved 5th March, 1896 (22 Statutes at Large, page 67), be amended by inserting after the words "fifty free-hold voters of such town," on the seventh and eighth lines of said section, the words or "a majority of the resident freeholders within the said proposed corporate limits." So that said section I will read as follows:

Petition for
incorporation.
Civil Code, §
1968, amended.

Section I. Be it enacted by the General Assembly of the State of South Carolina, That citizens of any proposed town of this State of not less than one thousand nor more than five thousand inhabitants desiring to be incorporated shall present to the Secretary of State a petition for that purpose, setting forth the proposed corporate limits and number of inhabitants therein, signed by a least fifty freehold voters of such town or a majority of the resident freeholders within the said proposed corporate limits. The Secretary of State shall then issue a commission to not more than ten Commissioners, citizens of said proposed

town, empowering them to procure the proper registration of the electors of the town within the proposed corporate limits, and to advertise an election for twenty (20) days and to appoint managers to conduct the same, which election shall be conducted as all other municipal elections, and at such election the electors shall vote on the following questions: 1. Corporation. 2. Name. 3. Mayor and not less than six nor more than eight Aldermen. The Managers of Elections shall make a sworn return of the result of said election on said questions to said Commissioners, who shall thereupon make a return to the Secretary of State, attaching said Manager's return. Thereupon the Secretary of State shall issue to the Mayor and Aldermen-elect a certificate of incorporation of said town under this Act. Said town shall have all the powers, privileges and immunities, and be subject to all the liabilities and limitations, prescribed in this Act.

A. D. 1902.

Approved the 25th day of February, A. D. 1902.

No. 565.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO PROVIDE FOR THE INCORPORATION OF CITIES OF MORE THAN FIVE THOUSAND INHABITANTS," APPROVED FEBRUARY 19TH, 1901, SO AS TO ADD ANOTHER SECTION THERETO TO BE KNOWN AS SECTION 33, AND TO MAKE THE CHARTERS GRANTED THEREUNDER PERPETUAL.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That an Act entitled "An Act to provide for the incorporation of cities of more than five thousand inhabitants," approved February 19th, 1901, be and the same is hereby amended by striking out Section 27, and inserting in lieu thereof the following: That all charters heretofore or hereafter acquired under the provisions of this Act shall be perpetual.

Duration of
charters. Civil
Code, § 1973,
amended.

Sec. 2. That the said Act be, and the same is hereby, amended further by adding thereto an additional Section to be known as Section 33, as follows: "Section 33. All cities that have heretofore been, or shall hereafter be incorporated under

Liability as
to prior in-
debtedness.
Civil Code, §
1972a.

A. D. 1902.

Section 26 re-
ferred to in
Act is Civil
Code, § 1972.

the provisions of Section 26 of this Act, because of the expiration or the surrender of a previous charter, shall be and become, and are hereby made, liable for any and all indebtedness, whether landed [bonded] or otherwise, and all contracts of the said previously incorporated city existing at the time of the surrender or expiration of such previous charter, and shall make provision by issuing bonds or otherwise carrying out all such contracts, and for the payment of such indebtedness and interest thereon."

SEC. 3. That this Act shall go into effect immediately upon its approval by the Governor.

Approved the 19th day of February, A. D. 1902.

No. 566.

- AN ACT TO ESTABLISH MUNICIPAL COURTS, TO DEFINE THE POWERS AND JURISDICTION OF SUCH COURTS, AND TO PROVIDE FOR THE CONDUCT OF THE BUSINESS THEREOF IN IN CITIES OVER TWENTY THOUSAND AND NOT EXCEEDING FIFTY THOUSAND INHABITANTS.

Municipal
Courts estab-
lished in cer-
tain cities.
Civil Code, §
1998a.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: A Municipal Court is hereby established for every city in this State having a population of more than twenty thousand and not exceeding fifty thousand inhabitants.

Jurisdiction.
Civil Code, §
1998b.

Sec. 2. That the said Municipal Court shall have jurisdiction to try and determine all cases arising under the ordinances of the city in which said Court is established, and generally shall have all such judicial powers and duties as are now conferred upon the Mayor of such city, either by its charter or by the laws of the State of South Carolina. The said Municipal Court shall also have all such powers, duties and jurisdiction in criminal cases as are now conferred by law upon the Magistrates appointed and commissioned for the County in which said Court is established, except that said Court shall not have the authority of a Magistrate to appoint a Constable.

Recorder;
election, term;
salary. Civil
Code, § 1998c.

Sec. 3. That the Municipal Court hereby established shall be held by a Recorder, who shall be elected by the Mayor and

Aldermen of the city in which said Court is established. The Recorder shall hold his office for a term of four years and until his successor is elected and qualified. The salary of the Recorder shall be fixed by the Mayor and Aldermen of such city, and shall not be increased or diminished during his continuance in office. Before entering upon the discharge of the duties of his office he shall take and subscribe the usual oath of office.

A. D. 1902.

Sec. 4. In case of a vacancy in the office of Recorder, in any city, the Mayor and Aldermen of such city may elect a successor to fill the unexpired term. In case of the temporary absence, sickness or disability of the Recorder, the Municipal Court shall be held by the Mayor, the Mayor *pro tempore*, or by an Alderman selected by the City Council.

Vacancy; how filled. Civil Code, § 1908d.

Sec. 5. It shall be the duty of the Chief of Police of the city in which said Municipal Court is established, to attend upon the sessions of said Court, and the said Chief of Police and the Policemen of such city shall be subject to the orders of said Court, and shall execute the orders, writs and mandates thereof, and shall perform such other duties in connection with said Court as may be prescribed by the ordinances of such city or town. The said Chief of Police and Policeman shall also be invested with the same powers and duties as are now or which may hereafter be devolved upon Magistrates' Constables.

Chief of Police to attend, &c. Civil Code, § 1908e.

Sec. 6. In the trial of any case in the said Municipal Court, upon the demand for a jury, the same shall be summoned and empanelled in accordance with the law for summoning and empanelling juries in Magistrates' Courts. The jury shall consist of six. Any party shall have the right to have the testimony given at such trial taken stenographically by a stenographer to be appointed by the Recorder: *Provided*, such party shall first tender or pay the charges of such stenographer for taking and transcribing the same.

Jury trial as in Magistrates' Courts. Civil Code, § 1993f.

Stenographer.

Sec. 7. Any party shall have the right to appeal from the sentence or judgment of the Recorder to the City Council of the city, or the Court of General Sessions of the County in which the trial is held: *Provided, however*, Notice of intention so to appeal be given in writing and served on the Recorder within twenty-four hours after sentence is passed or judgment rendered, and the party appealing do enter into bond, payable to such city, to appear and defend

Appeal.

Recognizance.

A. D. 1902.

such appeal at the next meeting of the City Council of such city or the next term of said Court of General Sessions as the appeal may be taken in such amount and with such sureties as the Recorder may determine.

Return on ap-
peal. Contents.
Civil Code, §
1908g.

Sec. 8. In the event of an appeal the Recorder shall make a return to the tribunal to which the appeal is taken, and the appeal shall be heard by the City Council, or Presiding Judge, as the case may be, upon such return. The return of the Recorder shall consist of a written report of the charges preferred, the testimony, the proceedings and the sentence or judgment, and where the testimony has been taken by a stenographer as herein provided, shall embrace the stenographer's report of the testimony. If the appeal is taken to the Court of General Sessions said return shall be filed with the Clerk of the Court of General Sessions of the County in which the trial is had, and the cause shall be docketed for trial in the same manner as is now provided in cases of appeals from Magistrates' Courts.

Hearing in
General Ses-
sions..

Sec. 9. This Act shall go into effect in the cities to which it is applicable on May 1, 1902.

Sec. 10. All Acts and parts of Acts inconsistent with or repugnant to this Act are hereby repealed.

Approved the 26th day of February, A. D. 1902.

No. 567.

AN ACT TO AUTHORIZE THE ESTABLISHMENT OF BOARDS OF POLICE COMMISSIONERS AND POWERS THEREOF IN CITIES OF NOT LESS THAN TWENTY NOR MORE THAN FIFTY THOUSAND INHABITANTS.

Police Com-
missioners may
be established
in certain cities.
Civil Code, §
1908h.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: The Mayor and Aldermen of any city of not less than twenty and not more than fifty thousand inhabitants shall have full power and authority to establish in such city a Board of Police Commissioners, which shall consist of five members including the Mayor, a majority of whom shall be a quorum for the transaction of business. With the exception of the Mayor no member of said Board shall be a member of the City Council. The first election may be held at the first meeting of the Mayor and Alderman elected to suc-

ceed the present Mayor and Aldermen of any city of not less than twenty thousand inhabitants, and as often thereafter as may be necessary. At such election one member of the Board shall be elected to serve one year, one to serve two years, one to serve three years, and one to serve four years, and thereafter one member of said Board shall be elected annually to serve for four years. The Mayor shall serve on said Board a term coequal with his term of office, unless his office is sooner vacated by him, and until his successor is elected and qualified. Should a vacancy occur in the Board from any other cause than the expiration of a regular term, an election to fill it shall be held by the City Council as soon thereafter as practicable, and the member elected shall hold for the unexpired term and until his successor is elected and qualified. The members of the Board shall serve without compensation.

A. D. 1902.

Election for;
Mayor a mem-
ber *ex officio*.No compensa-
tion.

Sec. 2. The Board of Police Commissioners thus established under this Act shall have the exclusive power, and it shall be their duty to elect a Chief of Police, and such other police officers as is or may be prescribed by the ordinance of such city. This power extends to unexpired as well as regular terms. Said Board shall also have the power, and it shall be its duty to provide temporary police officers and policemen as occasion requires, such temporary police officers and policemen to be paid as may be prescribed by ordinance. The said Board shall have full and exclusive control and management of the police force of such city; shall have the power to discharge, suspend, or fine the officers and members of the police force, and to make and enforce rules and regulations for its government.

Power to
elect Police of-
ficers, contr ol
and manage-
ment. Civil
Code, § 1993.

Sec. 3. The mode of preferring accusations against the officers and members of the police force, and of their trial, shall be prescribed by city ordinance. The City Council shall also prescribe the manner of suspending until trial the Chief of Police or any other police officer or policeman, when the accusation is brought; and in all such cases the Board of Commissioners of Police may make appointments to the office in place of the suspended person, such appointment to hold during suspension.

Charges
against police-
men; proceed-
ings on. Civil
Code, § 1993.

Sec. 4. When any person resident of any city that establishes a Board of Police Commissioners under this Act, shall be required to attend as a witness the trial of any officer or member

Attendance of
witnesses. Civil
Code, § 1998k.

A. D. 1902.

of the police force before said Board, it shall be the duty of the Secretary of said Board, upon application, to issue a subpoena directed to such person, stating the cause and time appointed for the trial; and if any witness thus subpoenaed fails to appear, he or she may be attached by the Board for contempt. The attachment shall be directed to some one of the police force of such city, and made returnable before said Board at some stated time, and the said Board may punish said witness by fine not exceeding ten dollars, or imprisonment not exceeding thirty days, unless he or she show good cause for not obeying said subpoena.

Monthly
meetings. Civil
Code, § 1903l.

Sec. 5. Such Board of Police Commissioners shall hold a stated meeting each month, and such other meetings as the public interests may from time to time require. At its first meeting the said Board shall elect one of the members of the Board Secretary thereof, who shall keep a record of the proceedings.

Further du-
ties. Civil
Code, § 1903m.

Sec. 6. The City Council of the cities establishing Boards of Police Commissioners under this Act shall have power, from time to time, by ordinance, to devolve such further duties upon upon said Boards and to prescribe such further rules and regulations for the government of said Boards as are not inconsistent with the provisions of this Act.

Approved the 26th day of February, A. D. 1902.

No. 568.

AN ACT TO PROVIDE THE MEASURE OF DAMAGE TO WHICH ANY COMMON CARRIER MAY BE HELD FOR THE CONVERSION TO ITS OWN USE OF ANY PROPERTY HELD BY IT ON CONSIGNMENT, OR IN COURSE OF TRANSPORTATION.

Measure of
damages for
conversion of
property by
common car-
rier. Civil Code,
§ 1711a.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: If any common carrier shall convert and appropriate to its own use any property of another held by it on consignment, or in course of transportation, it shall be liable to the consignee, or other owner of such property, not only for the value of such property, but such other amount as may be found by the jury or Court as punitive damages, not

exceeding treble the value of the property, which damage may be found in the same action and included in the same verdict as that for the value.

A. D. 1902.

Approved the 25th day of February, A. D. 1902.

No. 569.

AN ACT TO PROVIDE THE MANNER IN WHICH OWNERS OR PROJECTORS OF ANY RAILROAD COMPANIES INCORPORATED UNDER THE LAWS OF OTHER STATES OR COUNTIES MAY BECOME INCORPORATED IN THIS STATE.

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the owners or stockholders of each and every railroad company created or organized under or by virtue of the laws of any government or State, other than this State, desiring to own property or carry on business or exercise any corporate franchise in this State whatsoever, shall, either in their names or by such persons as they shall designate, first apply for a charter and become incorporated, as a corporation of this State, in the manner provided by an Act of the General Assembly of this State, entitled "An Act to provide for the formation of railroad, steamboat, street railway and canal companies, and to define the powers thereof, and provide a mode for amending the charters thereof," approved February 28th, A. D. 1899. That at least one of the petitioners for such charter of incorporation, and at least one of the incorporators of such railroad companies shall be a resident of this State.

How owners or projectors of foreign railroad corporations may become incorporated under Civil Code, § 1917-1934.

Sec. 2. That each and every railroad company created or organized under and by the laws of any government or State, other than this State, and now operating any railroad in this State, either as the owners thereof or otherwise, or carrying on any business or exercising any corporate franchise in this State, shall, on or before the first day of June, 1902, apply for a charter of incorporation under the laws of this State, in the manner directed in Section 1 of this Act, and no such railroad company shall carry on business or exercise any corporate franchise in this State after the said date, without having complied with the provisions of this Act.

How foreign railroad companies may do business in this State. Civil Code, § 1791, amended.

A. D. 1902.

One of the
corporators under
Civil Code,
§ 1917, must be
a resident.

Sec. 3. That no charter shall be granted to any such railroad company under the provisions of this Act, or of the Act approved February 28th, 1899, referred to in Section I of this Act, unless at least one of the corporators is a resident of this State, and all privileges heretofore acquired by any such railroad companies doing business in this State, are hereby revoked and repealed, on and after June 1st, 1902, unless such companies have complied with the requirements of this Act.

Companies
complying with
Civil Code, §
1791, excuse d
from paying
other fees.

Sec. 4. That all persons applying for the incorporation of any railroad company, under the provisions of this Act, shall pay the fees required by the Act, approved February 28th, A. D. 1899, referred to above, except such railroad companies as have complied with the provisions of an Act to provide for the incorporation of railroad companies, approved March 9th, 1896, and paid the fees fixed by said Act as amended by an Act, approved the 5th day of March, A. D. 1897.

Penalty for
failure to com-
ply with Act,
Civil Code, §
1791a.

Sec. 5. That it shall be unlawful for any such foreign railroad company to do business, or attempt to do business, in this State without first having complied with the requirements of this Act. Any violation of this Act shall be punished by the forfeiture to the State by the party offending of a penalty of five hundred dollars, to be recovered by suit in the Court of Common Pleas, for each and every County in which such offender does or attempts to do business, or in any other Court of competent jurisdiction. And it shall be the duty of the Attorney General to bring suit for recovery of such penalty for each and every offense.

Not to repeal
right to con-
solidate with
domestic cor-
poration under
Civil Code,
2060-2062.

Sec. 6. The foregoing provisions of this Act shall in no way abrogate or repeal the right of railroad companies to consolidate or effect consolidation already made under Sections 1615, 1616, 1617, 1618, 1619, 1620, 1621, 1622, 1623, 1624 and 1625, of the Revised Statutes of 1893, when at least one of the corporations so consolidating is a corporation of this State, with corporators resident in this State.

Civil Code,
1791b.
Exceptions.

Sec. 7. The foregoing provisions of this Act shall not be construed to extend to any corporation that may have heretofore become domesticated under the laws of this State passed in accordance with the terms of the Constitution of 1895.

Sec. 8. That any railroad company referred to in Sections 6 and 7 of this Act, may for all causes of action for injury to

the person or property of any citizen of this State, along the line of road, arising hereafter in the operation of any line of railroad which was originally chartered and operated under the laws of this State, and which is now owned or leased and operated by it, be sued jointly with the company originally incorporated in this State, and which owned and operated said line of railroad; and said railroad company originally chartered in this State, or said consolidation of railroads, shall be and remain liable upon all such causes of action, and may be made a party defendant in all actions for such injuries.

A. D. 1902.

Liability to actions for damages. Civil Code, 1791c.

Sec. 9. That all Acts and parts of Acts inconsistent with this Act are hereby repealed.

Repealing clause.

Approved the 25th day of February, A. D. 1902.

No. 570.

AN ACT TO PROHIBIT HAND CARS AND LEVER CARS BEING LEFT WITHIN FIFTY YARDS OF ANY PUBLIC CROSSING, AND TO FIX PENALTY THEREFOR.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That it shall be unlawful for any railroad section master or any person in charge of or connected with any hand car or lever car to remove same from any railroad track and continue same stationary within fifty yards of any public crossing other than at any regular railroad section house: except when necessary to avoid an approaching train, or when in charge of employees engaged in actual work upon such crossing, and then only for such a period as is necessary to avoid such train or to perform such work.

Certain cars not to be left near crossings. Civil Code, 2138a.

Sec. 2. Any person violating the provisions of this Act shall upon conviction be fined not exceeding fifty dollars or be imprisoned not exceeding thirty days.

Penalty. Criminal Code, 474a.

Sec. 3. That any railroad company shall be liable for damages for any horse frightened by reason of its employees violating the provisions of Section I of this Act.

Liability for damages. Civil Code, § 2133a. Civil Code, § 44.

Approved the 20th day of February, A. D. 1902.

A. D. 1902.

No. 571.

AN ACT TO AMEND SECTION 1684 OF THE REVISED STATUTES OF THE STATE OF SOUTH CAROLINA OF 1893.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That Section 1684 of the Revised Statutes of 1893 be amended by inserting, on line 2, after the word "railroad" the words, "except where interlocking and signaling safety devices are in use;" so that when amended, said Section will read as follows:

Crossing
other tracks;
when to stop,
Civil Code, §
2181, amended.

"Section 1684 (1482). Whenever any railroad crosses the track of any other railroad, except where interlocking and signaling safety devices are in use, it shall be the duty of the engineer, or person in control of the train, besides giving the signals required to be given near all crossings, to bring the train to a full or complete stop before crossing the said track, the same rule to apply to the running of a locomotive by itself without a train."

Approved the 11th day of February, A. D. 1902.

No. 572.

AN ACT TO REQUIRE ALL RAILROAD COMPANIES DOING BUSINESS IN THIS STATE TO PROVIDE SPITTOONS IN ALL PASSENGER CARS.

Spittoons on
passenger cars.
Civil Code,
2162a.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That from and after the first day of May, 1902, it shall be unlawful for any railroad company doing business in this State as a common carrier, to use any car for the purpose of carrying passengers, without first providing at least one spittoon for every two seats in such car.

Sec. 2. If any railroad company violate the provisions of the preceding Section of this Act, such railroad company shall forfeit the sum of twenty-five dollars for each offense, to be recovered by any citizen of a County through which the railroad passes.

Approved the 27th day of February, A. D. 1902.

No. 573.

A. D. 1902.

AN ACT TO REQUIRE ELECTRIC STREET RAILWAY COMPANIES
TO AFFIX VESTIBULES TO THEIR CARS FOR THE PROTECTION
OF MOTORMEN.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That electric street railway companies shall affix to their cars or coaches suitable vestibules for the protection of the motormen during the months of December, January, February and March. That any corporation running and operating electric street railway cars or coaches who fails to comply with the provisions of this Act within six months shall be subject to a penalty of ten dollars per day, to be recovered by any citizen in the city or town where such corporation does business, for the benefit of the State: *Provided, however,* owing to climatic conditions this Bill shall not apply to Charleston County.

Electric street railways liable to penalty for failure to affix vestibules to cars for protection of motormen. To be inserted in Civil Code as § 2848a.

Approved the 25th day of February, A. D. 1902.

No. 574.

AN ACT TO PROHIBIT POOLS, TRUSTS, MONOPOLIES AND CONSPIRACIES TO CONTROL BUSINESS AND PRICES OF ARTICLES, TO PREVENT THE FORMATION OR OPERATION OF POOLS, TRUSTS, MONOPOLIES AND COMBINATIONS OF CHARTERS OF CORPORATIONS THAT VIOLATE THE TERMS OF THIS ACT, AND TO AUTHORIZE THE INSTITUTION OF PROSECUTIONS AND SUITS THEREFOR.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: Any corporation organized under the laws of this or any other State or country, and transacting or conducting any kind of business in this State, or any partnership or individual, or other association of persons whatsoever, who shall create, enter into, become a member of or a party to any pool, trust, agreement, combination, confederation or understanding with any other corporation, partnership, individual or any other person or association of persons, to regulate or fix the price of any article of manufacture, mechanism, merchan-

Conspiracies in restraint of trade prohibited.

To be inserted in Civil Code as Article 7 of Chapter 34, § 1607a.

A. D. 1902.

dise, commodity, convenience, repair, any product of mining, or any article or thing whatsoever, or to maintain said price when so regulated or fixed, or shall enter into, become a member of or a party to any pool, agreement, combination, contract, association or confederation to fix or limit the amount or quantity of any article of manufacture, mechanism, merchandise, commodity, convenience, repair, any product of mining, or any article or thing whatsoever, or the price or premium to be paid for insuring property against loss or damage by fire, lightning, storm, cyclone, tornado, or any other kind of policy issued by any corporation, partnership, individual, or association of persons aforesaid, shall be deemed and adjudged guilty of a conspiracy to defraud, and to be subject to the penalties as provided by this Act.

Monopolies
defined. Civil
Code, 1907b.

Sec. 2. A "monopoly" is any union, or combination, or consolidation, or affiliation of capital, credit, property, assets, trade, custom, skill or acts, or any other valuable thing or possession, by or between persons, firms or corporations, or associations of persons, firms or corporations, whereby any one of the purposes or objects mentioned in this Act is accomplished, or sought to be accomplished, or whereby any one or more of said purposes are promoted, or attempted to be executed or carried out, or whereby the several results described herein are reasonably calculated to be produced; and a "monopoly" as thus defined and contemplated, includes not merely such combinations by and between two or more persons, firms or corporations acting for themselves, but is especially defined and intended to include all aggregations, amalgamations, affiliations, consolidations or incorporations of capital, skill, credit, assets, property, custom trade, or other valuable thing or possession, whether effected by the ordinary methods of partnership or by actual union under the legal form of a corporation, or an incorporated body resulting from the union of one or more distinct firms or corporations, or by the purchase, acquisition or control of shares or certificates of stocks or bonds, or other corporate property or franchises, and all corporations or partnerships that have been or may be created by the consolidation or amalgamation of the separate capital, stock, bonds, assets, credit, properties, custom, trade or corporate or firm belongings of two or more firms or corporations or companies, are especially declared to

constitute monopolies, within the meaning of this Act, if so created or entered into for any one or more of the purposes named in this Act; and a "monopoly," as defined in this Section, is hereby declared to be unlawful and against public policy; and any and all persons, firms, corporations or associations of persons engaged therein shall be deemed and adjudged guilty of a conspiracy to defraud, and shall be subject to the penalties prescribed in this Act.

A. D. 1902.

Sec. 3. If any person, persons, company, partnership, association or corporation engaged in the manufacture or sale of any article of commerce or consumption from the raw material produced or mined in this State, shall, with the intent or purpose of driving out competition, or for the purpose of financially injuring competitors, sell at less than the cost of manufacture, or give away their manufactured products, for the purpose of driving out competition or financially injuring competitors engaged in the manufacture and refining of raw material in this State, said person, persons, company, partnership, association or corporation resorting to this method of securing a monopoly in the manufacture, refining and sale of the finished product produced or mined in this State, shall be deemed guilty of a conspiracy to form or secure a trust or monopoly in restraint of trade, and, on conviction, shall be subject to the penalties of this Act.

Sales at less than cost of manufacture, for purpose of injuring competitors prohibited. Civil Code, 1607b.

Sec. 4. Any person, partnership, firm or association, or any representative or agent thereof, or any corporation or company, or any officer representative or agent thereof, violating any of the provisions of this Act, shall forfeit not less than two hundred dollars, nor more than five thousand dollars, for every such offense, and each day such person, corporation, partnership or association shall continue to do so, shall be a separate offense, the penalties in such cases to be recovered by an action in the name of the State, at the relation of the Attorney General or the Solicitor of the Judicial Circuit within which the offense was committed; the moneys thus collected to go into the State Treasury, and to become a part of the general fund except as hereinafter provided. The amount of the forfeit to be fixed by the Judge before whom the case is tried in each case, within the aforesaid limits; the collection of which penalty

Penalty for violation. Civil Code, 1607c.

A. D. 1902.

shall be enforced as the collections of fines against defendants upon conviction of a misdemeanor.

Conspiracy to defraud by boycott, &c., limiting competition in trade. Civil Code, 1907d.

Sec. 5. In any two or more persons or corporations, who are engaged in buying or selling any article of commerce, manufacture, mechanism, merchandise, commodity, convenience, repair, any product of mining or any article or thing whatsoever, shall enter into any pool, trust, agreement, combination, confederation, association or understanding to control or limit the trade in any such article or thing; or to limit competition in such trade by refusing to buy from or sell to any other person or corporation any such article or thing aforesaid, for the reason that such other person or corporation is not a member of or a party to such pool, trust, agreement, combination, confederation, association or understanding; or shall boycott or threaten any person or corporation, for buying from or selling to any other person or corporation who is not a member of or a party to such pool, trust, agreement, combination, confederation, association or understanding, any such article or thing aforesaid, it shall be a violation of this Act; and any person, firm, corporation or association of persons committing such violation shall be deemed and adjudged guilty of a conspiracy to defraud, and shall be subject to the penalties prescribed in this Act.

Forfeiture of corporate franchise or right to do business. Civil Code, 1907e.

Sec. 6. Any corporation created or organized by or under the laws of this State which shall violate any of the provisions of the preceding Sections of this Act shall hereby forfeit its corporate rights and franchises; and its corporate existence shall, upon the proper proof being made thereof in any Court of competent jurisdiction in the State, be by the Court declared forfeited, void and of none effect, and shall thereupon cease and determine; and any corporation created or organized by or under the law of any other State or country which shall violate any of the provisions of the preceding Sections of this Act, shall thereby forfeit its right and privilege thereafter to do any business in this State; and upon proper proof being made thereof in any Court of competent jurisdiction in this State, its rights and privileges to do business in this State shall be declared forfeited; and in all proceedings to have such forfeiture declared, proof that any person who has been acting as agent of such foreign corporation in transacting its business in this State has been, while acting as such agent and in the name,

behalf or interest of such foreign corporation, violating any provisions of the preceding Sections of this Act, shall be received as *prima facie* proof of the act of the corporation itself; and it shall be the duty of the Clerk of said Court to certify the decree thereof to the Secretary of State.

A. D. 1902.

Sec. 7. It shall be the duty of the Attorney General and the prosecuting attorney of each Circuit where the offense is committed, respectively, to enforce the provisions of this Act. The prosecuting attorney or Solicitor shall institute and conduct all suits begun in the Circuit Courts, and upon appeal the Attorney General shall prosecute said suits in the Supreme Court.

Duty of Attorney General and Solicitors to prosecute. Civil Code, 1607f.

Sec. 8. The provisions of the foregoing Sections, and the pains and penalties provided for violations of this Act shall be held and construed to be cumulative to all laws now in force in this State: *And provided*, That the provisions of this Act shall not exempt from punishment or forfeiture any person, firm, association of persons or corporations, who may have violated or offended against any law now in existence that may be or may be construed to be repealed by this Act or in conflict herewith: *And provided, further*, That nothing in this Act shall be deemed or construed to effect any suits or prosecutions now pending or hereafter to be instituted upon any course of action, forfeiture or penalty accruing or to accrue prior to the date of the taking effect of this Act, but all such rights to maintain, institute or prosecute all such causes of action are hereby reserved to the State in the same manner and with the same effect as if this law had not been passed.

Provisions of Act cumulative. Civil Code, 1607g.

See also other anti-trust laws. Civil Code, § 2845-2847. Criminal Code, § 212-218.

Approved the 26th day of February, A. D. 1902.

No. 575.

AN ACT PROVIDING A PROCEDURE TO ENABLE THE ATTORNEY GENERAL TO SECURE TESTIMONY IN RELATION TO THE VIOLATION OF ACTS PROHIBITING TRUSTS AND COMBINATIONS AND VIOLATIONS OF LAW BY CORPORATIONS.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That whenever the Attorney General has determined to commence an action or proceeding, under

A. D. 1902. the Act entitled "An Act to prohibit trusts and combinations and to provide penalties," or any Acts amendatory thereto, or

Proceedings for discovery in aid of actions to enforce anti-trust laws. Civil Code, § 1007h. any Acts now or hereafter of force, relating to the prohibition or prevention of trusts, combinations or monopolies, or against corporations, foreign or domestic, for any violation of any Acts now or hereafter of force of this State, he may present to any

Application and order for examination of parties or witnesses. Justice of the Supreme Court, or any Circuit Judge, either before or after beginning such action or proceeding, an application in writing, for an order directing the persons mentioned in the application to appear before a Justice of the Supreme Court, a Circuit Judge, or a referee designated in such order, and answer such questions as may be put to them or to any of them, and produce such papers, documents and books concerning any

alleged illegal contract, arrangement, agreement, trust, monopoly, or combination or corporate acts in violation of law; and it shall be the duty of the Justice of the Supreme Court, or the Circuit Judge, to whom such application for the order is made, to grant such application. The application upon the proper showing of the necessity of such showing for such order made by the Attorney General must show upon information and belief or otherwise, that the testimony of such person or persons is material and necessary. The order shall be granted

Preliminary injunction; contents of order. by the Justice of the Supreme Court, or the Circuit Judge, to whom the application has been made, with such preliminary injunction or stay as may appear to such Justice or Circuit Judge to be proper and expedient, and shall specify the time when, and place where the witnesses are required to appear, and such examination shall be held either in the city of Columbia or in the judicial district in which the witness resides, or in which the principal office, within this State, of the corporation affected,

Examination may be adjourned. is located. The Justice, Judge or referee may adjourn such examination from time to time, and witnesses must attend accordingly.

Testimony; how taken. The testimony of each witness must be subscribed by him, except in case the testimony be taken and subscribed by a sworn stenographer, and all such testimony must be filed in the office of the Clerk of the County in which such order for examination is filed.

Service of order on witness. *Sec. 2.* The order for such examination must be signed by the Justice or Judge making it, and the service of a copy thereof, with an endorsement by the Attorney General, signed by him,

to the effect that the person named therein is required to appear and be examined at the time and place, and before the Justice, Circuit Judge or referee specified in such endorsement, shall be sufficient notice for the attendance of witnesses. Such endorsement may contain a clause requiring such person to produce on such examination all books, papers and documents in his possession, or under his control, relating to the subject of such examination. The order shall be served upon the person named in the endorsement aforesaid, by showing him the original order, and delivering to and leaving with him, at the same time, a copy thereof endorsed as above provided, and by paying or tendering to him the fee allowed by law to witnesses subpoenaed to attend trials of civil actions in a Court of record in this State.

A. D. 1902.

Endorsement.
Sub duces
tecum.How served;
fees to be ten-
dered.

Sec. 3. No person shall be excused from answering any questions that may be put to him, or from producing any books, papers or documents on the ground that the testimony or evidence, documentary or otherwise, required of him may tend to incriminate him, but no person shall be prosecuted in any criminal action or proceedings, or subjected to any penalty or forfeiture for or on account of any transaction, matter or thing concerning which he may testify, or produce evidence, documentary or otherwise, before said Justice, Judge or referee appointed in the order for his examination, or in obedience to the subpoena of the Court, or referee acting under such order, or either of them, or in any such case or proceeding.

Witness com-
pelled to give
testimony; pro-
tected from
criminal prose-
cution.

Sec. 4. A referee appointed as provided in this Act possesses all the powers and is subject to all the duties of a referee appointed under the Code of Civil Procedure, so far as practicable, and may punish for contempt a witness duly served as prescribed in this Act for non-attendance or refusal to be sworn or to testify, or to produce books, papers and documents according to the direction of the endorsement aforesaid, in the same manner and to the same extent as a referee appointed to hear, try and determine an issue of fact or of law.

Powers of
Referee.

Sec. 5. This Act shall take effect immediately upon its approval, and shall be deemed and taken as cumulative of all statutes of this State.

Act cumula-
tive.

Approved the 26th day of February, A. D. 1902.

A. D. 1902.

No. 576.

AN ACT TO REGULATE THE QUALIFICATIONS OF NON-RESIDENT EXECUTORS.

Non-resident
may act as Ex-
ecutor upon
certain condi-
tions named.
Civil Code,
2501a.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That from and after the first day of July, A. D. 1902, no letters testamentary shall be granted or issued to any executor named in any will admitted to probate in this State, who is at the time when such letters are granted a non-resident of this State, unless such executor shall first enter into bond in the same manner as is required by law with regard to an administrator, with the will annexed, nor unless such executor shall first file with the Probate Judge of the County where such will is admitted to probate, his consent, by written instrument, that service may be made upon him of the summons or other process in suits or actions concerning the administration of the estate in his charge, in this State, by service of the same upon such resident of said County as may be appointed by said non-resident executor in such instrument; and in case of the death or absence from the State of the person so appointed, or any successor named by similar instrument, filed with the Probate Judge, then upon the Probate Judge of said County.

Powers non-
resident Exe-
cutor.—*Ib.*

Sec. 2. That upon the granting of such letters such non-resident executor shall be vested with all the powers of resident executors.

Renunciation
of office by
non-resident
Executor; how
established.—
Ib.

Sec. 3. That after the lapse of twelve months from the date of the admission to probate of any will in this State, if it be made to appear to the satisfaction of the Probate Judge of the County where such will has been admitted to probate, that any executor named in said will is a non-resident of this State and has not prior thereto qualified upon said will, then it shall be the duty of the said Probate Judge to cite such executor to qualify before him on a day named in the citation, which shall be not less than sixty days from the date thereof, and such citation shall be served upon such non-resident executor in the manner now required by law with regard to an executor who may have changed his domicile beyond the limits of this State; and if such non-resident executor fails to appear in person or by attorney upon the day named, on [or] appearing shall fail to dis-

prove that he is a non-resident, and failing so to appear or disprove that he is a non-resident, shall not within thirty days after the day fixed in said citation qualify in the manner herein provided for non-resident executors, then such failure shall be received as a formal renunciation by him of his appointment or nomination as executor under the terms of said will.

A. D. 1902.

Approved the 26th day of February, A. D. 1902.

No. 577.

AN ACT TO AMEND SECTION 1919 OF THE GENERAL STATUTES OF THE STATE OF SOUTH CAROLINA, BEING SECTION 2041, OF THE REVISED STATUTES OF THIS STATE, RELATING TO THE APPRAISEMENT OF THE PERSONAL ESTATE OF INTESTATES BY ALLOWING THE APPRAISEMENT TO BE MADE BY QUALIFIED ELECTORS.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That section 1919 of the General Statutes of the State of South Carolina, being Section 2041 of the Revised Statutes of this State, be, and the same is hereby, amended by striking out on lines four and five of said section the word "freeholders," immediately after the word "respectable," and inserting in lieu thereof the words "qualified electors," so that as amended the said section shall read as follows:

Section 1919. Where a will is proved, or application is made for administration of the estates of a person dying intestate, the Judge of Probate of the County shall require the executors or administrators to make out an exact inventory of the personal estate of the deceased, and shall appoint three or more respectable qualified electors to appraise the same on oath, which inventory and appraisement shall be returned into his office within such time as he shall limit.

Inventory and appraisement to be made upon probate of will or application for administration. Civil Code, § 2531, amended.

Approved the 12th day of February, 1902.

A. D. 1902.

No. 578.

AN ACT RELATING TO THE SELECTION, DRAWING AND SUMMONING OF JURORS IN THE CIRCUIT COURTS OF THIS STATE

Jury Commissioners; of whom constituted. Civil Code, § 2900, amended.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That the County Auditor, the County Treasurer and the Clerk of the Court of Common Pleas of each County in this State shall perform the duties hereinafter set forth.

Preparation of jury list; what and how many electors to be placed on; when prepared. Civil Code, § 2911, amended.

Sec. 2. That the said County Auditor, County Treasurer, and the Clerk of the Court of Common Pleas of each County shall immediately after the passage of this Act, and thereafter in the month of December, of this and each succeeding year, prepare a list of such qualified electors, under the provisions of the Constitution, between the ages of twenty-one and sixty-five years and of good moral character, of their respective Counties, as they may deem otherwise well qualified to serve as jurors, being persons of sound judgment and free from all legal exceptions, which list shall include not less than one from every three of such qualified electors under the provisions of the Constitution, between the ages of twenty-one and sixty-five years, and of good moral character, to be selected without regard to whether such persons live within five miles, or more than five miles from the Court House.

Jury box; how prepared.

Sec. 3. That of the list so prepared, the County Auditor, County Treasurer and Clerk of the Court of Common Pleas, shall cause the names to be written, each one on a separate paper or ballot, so as to resemble each other as much as possible and so folded that the name written thereon shall not be visible on the outside, and shall place them, with the said list, in a strong and substantial box, without appertures or openings when closed (to be known as the "Jury Box") to be furnished to them by the County Supervisor of their County for that purpose, and of such size and shape as that, when such separate papers or ballots shall have been folded and placed therein as above required, they may be easily shaken up and about and well mixed therein, and it shall be the duty of the clerk of the Court to keep said jury box in his custody. The said jury box

How secured and kept. Civil Code, § 2912, amended.

shall be kept securely locked with three separate and strong locks, each lock being different and distinct from the other two

and requiring one key peculiar to itself in order to be unlocked and the key to one of said three locks shall be kept by the County Auditor himself, the key to another of said three locks by the County Treasurer himself, and the key to the third of said three locks by the Clerk of the Court of Common Pleas himself, so that no two of them shall keep a similar key or similar keys to the same lock, and so that all three of them must be present together at the same time and place in order to lock or unlock and open the said jury box. At the same time they shall place in a special apartment in the said jury box (which special apartment shall be known as "the tales box") the names of not less than one hundred nor more than four hundred of such of the persons whose names appear on said list as reside within five miles of the Court House, from which tales box shall be drawn jurors to supply deficiencies arising from any cause or emergency during the sitting of the Court. The names of persons placed in said tales box shall be also placed in the said jury box.

A. D. 1902.

Tales box to be prepared.

Sec. 4. That not less than ten nor more than twenty days before any regular or special term of the Court of General Sessions for the present year the County Auditor, the County Treasurer and the Clerk of the Court of Common Pleas of each of the Counties in this State shall draw from said jury box eighteen ballots containing the names of eighteen persons who shall constitute the Grand Jury for the present year. If there shall be drawn from said jury box a ballot containing the name of any person not between the ages of twenty-one and sixty-five years, or not of good moral character, or who has died, or who has removed from the County or is otherwise disqualified to serve as a juror, such ballot shall be destroyed and such name struck from the said list and another ballot drawn; and so on until the eighteen are secured. Not less than ten nor more than twenty days before the first term of the Court of General Sessions for each year after the present year, the County Auditor, the County Treasurer and the Clerk of the Court of Common Pleas of each of said Counties shall in like manner draw from the said jury box twelve ballots containing the names of twelve persons, who, with the six persons drawn by lot (as provided by law) from the Grand Jury of the next preceding year, shall constitute the Grand Jury for that year. When said Grand Ju-

Grand jurors. How and when drawn. Criminal Code, § 88, amended.

A. D. 1902.

Grand Jurors;
how summoned.
Criminal
Code, § 39,
amended.

rors are drawn as aforesaid, the Clerk of the Court of Common Pleas shall issue his writ of *venire facias* for them, requiring their attendance on the first day of the ensuing term of the Court of General Sessions, and said writ of *venire facias* shall be forthwith delivered to the Sheriff of the County: *Provided*, That in case any term of the Court of General Sessions is to be held within less than twenty days after the approval of this Act, such list may, nevertheless, be prepared and the Grand Jurors drawn.

Petit Jurors;
how drawn and
summoned.
Civil Code, §
2918, amended.

Sec. 5. That not less than ten nor more than twenty days before the first day of each week of any regular or special term of the Circuit Courts the said the County Auditor, the County Treasurer and the Clerk of the Court of Common Pleas shall proceed in like manner to draw thirty-six petit jurors, to serve for such week only: *Provided*, That whenever a jury shall be charged with a case, such jury shall not be discharged by reason of anything in this section contained until a verdict shall be found or a mistrial ordered in such case. Immediately after such petit jurors are drawn the Clerk of the Court of Common Pleas shall issue his writ of *venire facias* for such petit jurors, requiring their attendance on the first day of the week for which they have been drawn; and the said writ of *venire facias* shall be forthwith delivered to the Sheriff of the County: *Provided*, That in case any term of Court is to be held within less than twenty days after the approval of this Act, such petit jurors may, nevertheless, be drawn for such term of Court.

Jurors to be
publicly drawn.
Civil Code, §
2918, amended.

Sec. 6. That the said drawing shall be made openly and publicly in the office of the Clerk of the Court of Common Pleas, and the County Auditor, the County Treasurer and the Clerk of the Court of Common Pleas shall give ten days' notice of each of said drawings by posting in a conspicuous place on the Court House door, or by advertisement in a County newspaper, a notice of the place, day and hour of such drawing: *Provided*, That in case any term of Court is to be held within less than twenty days after the approval of this Act, such jurors may, nevertheless, be drawn without such notice.

Jurors select-
ed by draft.
Civil Code, §
2918, amended.

Sec. 7. That all jurors shall be selected by drawing ballots from the said jury box, and, subject to the exceptions herein before contained, the persons whose names are on the ballots so drawn shall be returned to serve as jurors.

Sec. 8. That the names of those who are drawn and actually serve as jurors shall be placed in an envelope, and shall not be put back into the said jury box until the first revision of the jury list herein provided for after they have been so drawn, to the end that no person shall serve as a juror more than once in one year. The same rule shall be observed as to drawing jurors from the said tales box: *Provided*, That nothing herein contained shall be construed to be in conflict with the provisions of the law as to selecting by lot from the Grand Jury six members thereof to serve for the ensuing year.

A. D. 1802.

Disposition of
names drawn.
Civil Code, §
2919, amended.

Sec. 9. That nothing contained in this Act shall prevent the Clerk of the Court of Common Pleas from issuing *venires* for additional jurors in term time upon the order of the Court, whenever it is necessary for the convenient dispatch of its business, in which case *venires* shall be served and returned, and jurors required to attend on such days as the Court shall direct.

Venires may
issue in term
time for additional
jurors.
Civil Code, §
2915, amended.

Sec. 10. That in drawing jurors from the said tales box the same rules shall be observed as in drawing from said jury box, except that no notice of such drawing shall be necessary.

Draft from
tales box. Civil
Code, § 2918a.

Sec. 11. That no more than thirty-six persons, to serve as petit jurors, shall be drawn and summoned to attend at one and the same time at any Court, unless the Court shall so order.

Number Jur-
ors to be
drawn. Civil
Code, § 2921.

Sec. 12. That the grand and petit jurors drawn hereinbefore prescribed, from the said jury box, shall be summoned by the Sheriff, as now provided by law, at least four days before the time fixed in the *venire* for them to attend the sitting of the Court, except when such term of Court is to be held within four days from the approval of this Act, and the grand and petit jurors drawn as herein prescribed, from the said tales box, shall be summoned by him and shall attend and serve according to the exigency of the summons.

Sheriff to
summons Jur-
ors; when.
Civil Code, §§
2922 and 2923,
amended.

Sec. 13. That the juries drawn and summoned under the provisions of this Act shall be organized and empanelled in the Circuit Court as now or hereafter may be provided by law.

Jurors to be
empanelled.
See Civil Code,
§ 2940, Crimi-

Sec. 14. That the jurors drawn and summoned under the provisions of this Act must have the qualifications that are now or may hereafter be prescribed by law.

Qualifications.
See Const.,
Art. V., § 22.

Sec. 15. That whenever it shall be necessary to supply any deficiencies in the number of grand or petit jurors duly drawn, whether caused by challenge or otherwise, it shall be the duty of

Deficiency in
Jurors; how
supplied. Civil
Code, § 2924,
amended.

A. D. 1902.

the County Auditor, the County Treasurer and the Clerk of the Court of Common Pleas, under the direction of the Court, to draw from the said tales box, such number of fit and competent persons to serve as jurors as the Court shall deem necessary to fill such deficiency.

Special Jury lists in certain cases. Civil Code, § 2925, amended.

Sec. 16. That whenever the jury list of any County shall be destroyed by fire or other casualty, or whenever it shall be held by any Court of competent jurisdiction that the jury list of any County has been unlawfully prepared, or is irregular or illegal, so as to render void the drawing of jurors therefrom, it shall be the duty of the County Auditor, the County Treasurer, and the Clerk of the Court of Common Pleas of each County to prepare a special jury list for the said County forthwith in the manner herein prescribed, from which special list grand and petit jurors shall be drawn for the Courts of General Sessions and Common Pleas for such County until the annual jury list shall have been prepared for such County as herein provided.

Duty of Circuit Judge in case of irregularities. Civil Code, § 2926, amended.

Sec. 17. That when at any time it shall be determined by the resident Circuit Judge of any Circuit upon complaint made to him, that an irregularity has occurred in the drawing of the juries for any Circuit Court within his Circuit, or that any act has been done whereby the validity of any juries drawn or to be drawn may be questioned, it shall be lawful for such Circuit Judge to issue his order to the County Auditor, the County Treasurer, and the Clerk of the Court of Common Pleas for each County for which said Circuit Court shall be held, at least five days before the sitting thereof, to proceed to draw jurors for such term, or take such measures as may be necessary to correct such error.

Vacancy in Jury Commissioners; how filled. Civil Code, § 2909a.

Sec. 18. That in case there shall be a vacancy in the office of the Clerk of the Court of Common Pleas, County Auditor, or County Treasurer, at the time herein fixed for preparing said jury list, or for drawing a jury, or any one of said officers shall be disqualified or unable to serve for any cause, the County Superintendent of Education shall act in his place and stead, and in case there shall be a vacancy in two of said offices, or for any other cause, two of said officers shall be unable to serve, the County Superintendent of Education and the Sheriff of such County shall act in their places and stead.

Sec. 19. That all Acts and parts of Acts inconsistent with the provisions of this Act be, and the same are hereby, repealed. A. D. 1902.

Sec. 20. That this Act shall go into effect immediately upon its approval by the Governor. And it shall be the duty of the Secretary of State to have printed at once a sufficient number of copies of this Act to supply one to each Clerk of the Court, County Auditor, County Treasurer, Circuit Judge and Solicitor in this State, and forthwith send a copy to each of said officers. Repealing
clause: Civil
Code, §§ 2029-
2031 repealed
by implication.

Approved the 7th day of February, A. D. 1902.

No. 579.

AN ACT TO AMEND SEC. 2852 OF THE CODE OF LAWS OF SOUTH CAROLINA, 1902, RELATING TO THE PERSONS FOR WHOSE BENEFIT CIVIL ACTIONS FOR WRONGFUL ACTS CAUSING DEATH MAY BE BROUGHT.

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Sec. 2852 of the Code of Laws of South Carolina, 1902, be, and the same is hereby, amended by striking out the words "as may be dependent on him for support," on lines 7 and 8 of said Section, so that Section 2852 as thus amended will read as follows:

Section 2852. "Every such action shall be for the benefit of the wife or husband and child, or children, of the person whose death shall have been so caused; and if there be no such wife, or husband, or child, or children, then for the benefit of the parent or parents; and if there be none such, then for the benefit of the heirs at law or the distributees of the person whose death shall have been caused and shall be brought by or in the name of the executor or administrator of such person; and in every such action the jury may give such damages, including exemplary damages where such wrongful act, neglect or default was the result of recklessness, wilfulness or malice, as they may think proportioned to the injury resulting from such death to the parties respectively, for whom and for whose benefit such action shall be brought. And the amount so recovered shall be divided among the beforementioned parties, in

Lord Campbell's Act, Civil Code, § 2802, amended.

For whose benefit action to be brought; damages recoverable; how distributed.

such shares as they would have been entitled to if the deceased had died intestate and the amount recovered had been personal assets [assets] of his or her estate."

Approved the 27th day of February, A. D.

No. 580.

AN ACT TO AMEND SECTION 2882, OF VOLUME I, OF THE "CODE OF LAWS OF SOUTH CAROLINA, 1902," (RELATING TO THE REDUCTION TO WRITING OF CERTAIN TESTIMONY.)

Civil Code, §
2882, amended.
Testimony
taken *de bene*
esse; to be re-
duced to writ-
ing by officer,
or taken by
stenographer.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That Section 2882, of Volume I, of the Code of Laws of South Carolina, 1902, relating to the reduction to writing of certain testimony, be, and the same is hereby, amended, by adding at the end of said section the following words: *Provided*, That this shall not be construed to prevent the use of stenographers for the purpose of taking such testimony, but the testimony so taken by such stenographers shall be read over to such witnesses. So that said Section when so amended shall read as follows:

Section 2882. Every person deposing as provided in the preceding Sections shall be cautioned and sworn to testify the whole truth and carefully examined. His testimony shall be reduced to writing by the officer taking the deposition, or by himself in the officer's presence, and by no other person, and shall, after it has been reduced to writing, be subscribed by the deponent: *Provided*, That this shall not be construed to prevent the use of stenographers for the purpose of taking such testimony, but the testimony so taken by such stenographers shall be reduced to writing or typewritten and read over to such witnesses.

Approved the 27th day of February, A. D. 1902.

No. 581.

A. D. 1902.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT IN RELATION TO THE PROOF OF RECORDED INSTRUMENTS OTHER THAN WILLS," APPROVED FEBRUARY 21ST, 1898.

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 2897 of the "Code of Laws of South Carolina, 1902," be, and the same is hereby, amended: (1) By inserting the words 'and recording' between the words 'execution' and 'of' on line 4 of said section 2897; (2) and also by inserting the words 'and the recording thereof shall have been certified by the Clerk of Court or the Register of Mesne Conveyance' next after the word 'same' on line 7 of said Section 2897; (3) and also by striking out the word and figures 'twenty (20)' on line 9 of said Section 2897 and in lieu thereof inserting the words and figures 'ten (10);' so that the said Section 2897, as thus amended, will read as follows:

Section 2897. The production (without further or other proof) of the original of any and every instrument in writing (other than wills) required by law to be recorded shall always and everywhere be *prima facie* evidence of the execution and recording of such instrument: *Provided*, That such instrument shall have been recorded in the manner and place and within the time prescribed by law for recording the same, and the recording thereof shall have been certified by the Clerk of Court or Register of Mesne Conveyance: *And provided further*, That any party or his attorney so producing any such recorded instrument shall have given at least ten (10) days' previous notice in writing to the opposite party or his attorney of the intention so to produce any such recorded instrument with a description of the same.

How recorded instruments, other than wills, may be proved, by production of original. Civil Code, § 2897, amended.

Approved the 27th day of February, A. D. 1902.

A. D. 1902.

No. 582.

AN ACT TO AMEND SECTION 3091 OF THE CODE OF LAWS OF
SOUTH CAROLINA, 1902, RELATING TO PUBLICATION OF
LEGAL NOTICES.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That Section 3091 of the Code of Laws of South Carolina, 1902, be amended by adding the following words at the end of said Section: "*Provided, further,* That all such notices be published in a newspaper printed in the County where such notices are intended to be circulated, so that said Section, when so amended, shall read as follows:"

Charges for
legal advertis-
ing regulated.
Civil Code, §
3091, amended.

Section 3091. State and County officials authorized by law to publish advertisements in the newspapers of this State, including sales of real and personal property, by Masters, Clerks of Courts, Judges of Probate and Sheriffs, citations, notices to creditors, and notices of final settlement by executors, administrators and guardians, and all other persons acting in a fiduciary capacity, together with all other advertising done by order of any Court, including service of summons by publication, notices of election ordered by Commissioners, reports of County Treasurers, Supervisors, Superintendents of Education, notices of County Auditors, proclamation of the executive departments, proposals for works and supplies by the heads of departments, or other officials authorized to advertise for competitive bids, and all other advertising whatever by State and County officials, shall be charged not exceeding one dollar per inch for the first insertion, and not exceeding fifty cents per inch for each subsequent insertion. The said advertisement to be set solid, brevier type, including the caption, and all other parts of the said advertisement: *Provided*, That newspapers using other than brevier type shall receive compensation based on brevier measure: *Provided, further*, That all accounts rendered for printing shall be under oath that such accounts are in accordance with the requirements of this chapter: *Provided further*, That when the value of the estate as to which such advertisement is made is less than two hundred dollars, only one-half the rates hereinbefore allowed shall be charged or allowed; and when the value of such estate is less than one hundred dollars, only one-fourth of the rates hereinbefore allowed shall be

Type used.

Accounts for.

Estates less
than \$200.

Estates less
than \$100.

charged or allowed: *Provided, further*, That if the proprietors or managers of the newspapers in any County shall refuse to insert such advertisement in their newspapers at the rates hereinbefore allowed, the same shall be posted in at least three public places in the County, one of which shall be at the Court House door: *And provided further*, That the reports of County Treasurer and Supervisors shall not exceed sixty dollars each per annum: *Provided*, The provisions of this Chapter shall not apply to Colleton, Charleston, Georgetown and Florence Counties: *Provided further*, That all such notices be published in a newspaper printed in the County where such notices are intended to be circulated.

A. D. 1902.

When posting allowed.

Reports County Treasurer and Supervisor.

Counties excepted.

Published in local paper.

Approved the 26th day of February, A. D. 1902.

No. 583.

AN ACT TO FIX THE AMOUNT OF THE COMPENSATION TO BE PAID TO THE COUNTY OFFICERS OF THE VARIOUS COUNTIES OF THE STATE.

Whereas the Constitution provides that the General Assembly of this State shall not enact any local or special law to fix the amount or manner of compensation to be paid to any County officer, except that the laws may be so made as to grade the compensation in proportion to the population and necessary service required; therefore,

Civil Code §§ 3132-3146 repealed by implication.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That on and after the first day of May, 1902, the County officers of the various Counties of this State shall each receive the compensation fixed in the subsequent Sections of this Act, the same being graded in proportion to the population and necessary service required.

Salaries of County officers graded proportionately to population and service.

Sec. 2. That the County Auditors of the various Counties shall receive annual salaries, as follows: Abbeville, nine hundred dollars, six hundred thereof to be paid by the State and three hundred by the County; Aiken, eleven hundred dollars, seven hundred to be paid by the State and four hundred by the County; Anderson, fifteen hundred dollars, one thousand thereof to be paid by the State and five hundred by the County;

County Auditors.

Civil Code, § 341, amended.

A. D. 1902.

Bamberg, eight hundred dollars, five hundred and thirty-three to be paid by the State and two hundred and sixty-seven to be paid by the County; Barnwell, twelve hundred and fifty dollars, of which eight hundred and fifty to be paid by the State and four hundred by the County; Beaufort twelve hundred dollars, of which eight hundred to be paid by the State and four hundred by the County; Berkeley eight hundred and twenty-five dollars, five hundred and fifty thereof to be paid by the State and two hundred and seventy-five by the County; Charleston thirty-two hundred dollars, of which twenty-two hundred to be paid by the State and one thousand by the County; Cherokee eight hundred dollars, five hundred and thirty-four dollars thereof to be paid by the State and two hundred and sixty-six by the County; Chester, one thousand dollars, six hundred and sixty-six and two-third dollars thereof to be paid by the State and three hundred and thirty-three and one-third dollars by the County; Chesterfield, seven hundred dollars, of which four hundred and seventy-five to be paid by the State and two hundred and twenty-five by the County; Clarendon, eight hundred dollars, five hundred thereof to be paid by the State and three hundred by the County; Colleton, one thousand dollars, of which six hundred to be paid by the State and four hundred by the County; Darlington, nine hundred dollars, six hundred thereof to be paid by the State and three hundred by the County; Dorchester, eight hundred dollars, five hundred thereof to be paid by the State and three hundred by the County; Edgefield, one thousand dollars, six hundred and sixty-six dollars to be paid by the State and three hundred and thirty-four by the County; Fairfield, one thousand dollars, six hundred and sixty-six dollars thereof to be paid by the State and three hundred and thirty-four dollars by the County; Florence, nine hundred dollars, six hundred to be paid by the State and three hundred by the County; Georgetown, one thousand dollars, six hundred and fifty thereof to be paid by the State and three hundred and fifty by the County; Greenville, twelve hundred dollars, eight hundred thereof to be paid by the State and four hundred by the County; Greenwood, nine hundred dollars, six hundred thereof to be paid by the State and three hundred by the County; Hampton, nine hundred dollars, six hundred thereof to be paid by the State and three

A. D. 1902.

hundred by the County; Horry, seven hundred and fifty dollars, five hundred thereof to be paid by the State and two hundred and fifty by the County; Kershaw, nine hundred dollars, six hundred thereof to be paid by the State and three hundred by the County; Lancaster, nine hundred dollars, six hundred thereof to be paid by the State and three hundred by the County; Laurens, one thousand dollars, six hundred and sixty-six to be paid by the State and three hundred and thirty-four to be paid by the County; Lexington, nine hundred dollars, six hundred thereof to be paid by the State and three hundred by the County; Marion, nine hundred and thirty-seven dollars, six hundred and twenty-five thereof to be paid by the State and three hundred and twelve by the County; Marlboro, eight hundred dollars, five hundred and thirty-three dollars thereof to be paid by the State and two hundred and sixty-seven by the County; Newberry, one thousand dollars, six hundred and sixty-six 2-3 dollars thereof to be paid by the State and three hundred and sixty-three 1-3 dollars by the County; Oconee, nine hundred dollars, of which six hundred dollars to be paid by the State and three hundred dollars by the County; Orangeburg, twelve hundred dollars, eight hundred thereof to be paid by the State and four hundred by the County; Pickens, six hundred and seventy-five dollars, four hundred and fifty thereof to be paid by the State and two hundred and twenty-five by the County; Richland, one thousand six hundred dollars, one thousand to be paid by the State and six hundred by the County; Saluda, eight hundred dollars, five hundred and twenty-five by the State and two hundred and seventy-five by the County; Spartanburg, sixteen hundred dollars, of which one thousand and sixty-seven dollars to be paid by the State and five hundred and thirty-three by the County; Sumter, twelve hundred dollars, eight hundred thereof to be paid by the State and four hundred by the County; Union, nine hundred dollars, six hundred dollars to be paid by the State and three hundred dollars by the County; Williamsburg, nine hundred dollars, six hundred thereof to be paid by the State and three hundred by the County; York, thirteen hundred dollars, eight hundred and sixty-six thereof to be paid by the State and four hundred and thirty-four by the County. That in addition to the salaries herein provided for the County Auditors shall

A. D. 1902. receive a fee of twenty-five cents for each conveyance of real estate transferred upon the records of their respective offices, such fee to be paid by the person or persons presenting the conveyance for transfer.

County Treasurers. Civil Code, § 396, amended.

Sec. 3. That the County Treasurer in each of the Counties of the State shall receive the same salary as that paid to the County Auditor of such County, the salary of such Treasurer to be paid by the State and the County, in the same proportion as that of the County Auditor. That in addition to the salary so provided for, each of the County Treasurers of the State shall be entitled to charge of delinquent tax payers, fifty cents for each tax execution issued against such delinquent, such fee not to be chargeable against the County.

Sheriffs, salaries in lieu of fees and costs against Counties. Civil Code, § 118a.

Sec. 4. That the Sheriffs of the various Counties of this State shall receive annual salaries in lieu of all costs and fees chargeable against the County, as follows: Abbeville, eleven hundred dollars; Aiken, two thousand dollars; Anderson, eighteen hundred dollars; Bamberg, six hundred dollars; Barnwell, fifteen hundred dollars; Beaufort, fifteen hundred dollars; Berkeley, eight hundred dollars; Charleston, four thousand dollars; Cherokee, eleven hundred and fifty dollars; Chester, nine hundred dollars; Chesterfield, nine hundred dollars; Clarendon, eight hundred dollars; Colleton, thirteen hundred dollars; Darlington, eighteen hundred dollars: *Provided*, The Sheriff of Darlington County shall not be required to serve any warrant or other process issued by the Magistrates of the County unless specifically deputized so to do; Dorchester, seven hundred and fifty dollars; Edgefield, one thousand dollars; Fairfield, twelve hundred dollars; Florence, two thousand dollars; Georgetown, eighteen hundred dollars: *Provided*, That the Sheriff of Georgetown County shall act as Constable for the Magistrate residing at Georgetown, without additional compensation; Greenville, twenty-two hundred dollars; Greenwood, one thousand dollars; Hampton, one thousand dollars; Horry, three hundred dollars; Kershaw, eleven hundred dollars; Lancaster, one thousand dollars; Laurens, fifteen hundred dollars; Lexington, eight hundred dollars; Marion, eighteen hundred dollars; Marlboro, thirteen hundred and fifty dollars; Newberry, fourteen hundred dollars; Oconee, seven hundred and fifty dollars; Orangeburg, twenty-two hundred dollars;

Pickens, six hundred dollars; Richland, twenty-four hundred dollars; Saluda, one thousand dollars: *Provided*, The Sheriff shall act as Constable for the Magistrate of the Fifth Judicial District, in criminal cases without other compensation; Spartanburg, twenty-five hundred dollars; Sumter, eighteen hundred dollars; Union, fifteen hundred dollars; Williamsburg, thirteen hundred dollars; and York, thirteen hundred and fifty dollars. That in addition to the salaries herein above provided, the Sheriffs of the various Counties of the State shall receive twenty cents per day for dieting each prisoner while in his custody, and actual necessary expenses for himself and prisoners and lunatics, when called beyond the County. A. D. 1902.

Sec. 5. That the Clerks of the Circuit Court for the various Counties of this State shall receive an annual salary, in lieu of all costs and fees chargeable against the County as follows: Clerks of Court, salaries in lieu of fees chargeable against County. Civil Code, s. d. 8, § 3107, amended.
 Abbeville, three hundred dollars; Aiken, five hundred dollars; Anderson, five hundred dollars; Bamberg, two hundred and fifty dollars; Barnwell, four hundred dollars; Beaufort, four hundred dollars; Berkeley, three hundred dollars; Charleston, two thousand four hundred dollars; Cherokee, two hundred dollars; Chester, three hundred and fifty dollars; Chesterfield, four hundred dollars; Clarendon, one hundred and fifty dollars; Colleton, four hundred dollars; Darlington, four hundred and twenty-five dollars; Dorchester, two hundred dollars; Edgefield, two hundred dollars; Fairfield, three hundred dollars; Florence, three hundred dollars; Georgetown, six hundred dollars; Greenville, sixteen hundred dollars; Greenwood, two hundred and fifty dollars; Hampton, three hundred dollars; Horry, three hundred dollars; Kershaw, three hundred and fifty dollars; Lancaster, two hundred and fifty dollars; Laurens, four hundred dollars; Lexington, \$350.00; Marion, \$500.00; Marlboro, \$500.00; Newberry, \$275.00; Oconee, three hundred dollars; Orangeburg, five hundred and fifty dollars; Pickens, three hundred dollars; Richland, twelve hundred dollars; Saluda, two hundred dollars; Spartanburg, twelve hundred and fifty dollars; Sumter, four hundred dollars; Union, four hundred dollars; Williamsburg, two hundred and seventy-five dollars; and York, three hundred dollars.

Sec. 6. That the County Supervisors of the various Counties

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of this State shall receive annual salaries as follows: Abbeville, eight hundred dollars; Aiken, eight hundred dollars; Anderson, nine hundred dollars; Bamberg, eight hundred dollars; Barnwell, eight hundred and fifty; Beaufort, eight hundred dollars; Berkeley, six hundred dollars; Charleston, twelve hundred dollars; Cherokee, five hundred dollars; Chester, eight hundred dollars; Chesterfield, six hundred dollars; Clarendon, six hundred dollars; Colleton, three hundred and fifty dollars; Darlington, seven hundred and fifty dollars; Dorchester, four hundred dollars; Edgefield, four hundred and fifty dollars; Fairfield, six hundred and fifty dollars; Florence, seven hundred and fifty dollars; Georgetown, eight hundred dollars; Greenville, nine hundred and fifty dollars; Greenwood, seven hundred dollars; Hampton, six hundred dollars; Horry, five hundred dollars; Kershaw, six hundred and fifty dollars; Lancaster, six hundred dollars; Laurens, eight hundred dollars; Lexington, three hundred dollars; Marion, eight hundred dollars; Marlboro, six hundred dollars; Newberry, seven hundred and fifty dollars; Oconee, five hundred dollars; Orangeburg, three hundred and fifty dollars; Pickens, two hundred and fifty dollars; Richland, twelve hundred dollars: *Provided*, That the present County Supervisor of Richland County, shall, during the present term to which he has been elected, receive the salary now provided by law; Saluda, four hundred dollars; Spartanburg, one thousand dollars per annum payable monthly; Sumter, seven hundred and fifty dollars; Union, six hundred dollars; Williamsburg, seven hundred dollars; and York, seven hundred dollars.

County Commissioners.
Civil Code, §
790, amended.

Sec. 7. The County Commissioners of the various Counties of this State shall receive annually, compensation as follows: Abbeville County, seventy-five dollars each; Aiken County, one hundred and fifty dollars each; Anderson County, three dollars per day, without mileage, for the time actually engaged in the performance of their duties—the number of days charged for not to exceed forty; Berkeley, three dollars each per diem, not to exceed twenty-five days in the aggregate, with mileage at five cents per mile for necessary travel; Chesterfield County, three dollars each per diem, for not exceeding twenty-five days in the aggregate, with mileage at five cents per mile for necessary travel; Clarendon County, two dollars per day not exceed-

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ing thirty days with mileage at 5 cents per mile for necessary travel; Colleton, three dollars per day not exceeding one hundred days each without mileage; Darlington County, three dollars per day not to exceed thirty-five days; Dorchester County, for each Commissioner, one hundred and seventy-five dollars; Edgefield County, each of the Commissioners shall receive three dollars per diem for not exceeding twenty-five days, each mileage at the rate of five cents per mile each way, which mileage shall not exceed twenty-five dollars per annum; Fairfield County, two dollars each per day without mileage, not to exceed fifty days; Florence County, each of the Commissioners shall receive (\$3.00) three dollars per day, not to exceed twenty-five days, and mileage at five cents per mile one way, by the shortest route practicable: Provided mileage shall not be paid for more than twenty-five trips; Georgetown County, County Commissioners \$3.00 per day not more than twenty-five days, without mileage; Greenville County, for each Commissioner, \$2.00 per day for not exceeding seventy-five days, and mileage at five cents per mile for necessary travel, not to exceed \$100.00 for any year; Greenwood, not exceeding thirty-five days, at three dollars per day, and no mileage. The County Commissioners of Hampton County shall receive one dollar and fifty cents per day, not exceeding twenty-five days, and five cents per mile for necessary travel, to and from the Court House, the nearest way; Horry, three dollars per day for actual time employed, not to exceed thirty days; Kershaw, one hundred dollars each; Lancaster, three dollars per day for not exceeding twenty-five days; Laurens County, the County Commissioners shall each receive the sum of one hundred dollars; Lexington County, the County Commissioners shall each receive three hundred dollars per annum; Marion County Commissioners compensation shall be three dollars per diem, and mileage, at five cents per mile, the number of days not to exceed thirty days; Marlboro County three dollars per day, for each day actually engaged, not to exceed twenty-five days, and mileage at five cents per mile; Newberry County, where they shall each receive seventy-five dollars annually; Oconee County, two hundred and fifty dollars each; Orangeburg, three hundred and fifty dollars each; Pickens County, where they shall each receive two hundred and fifty dollars annually; Saluda, three dol-

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lars per day without mileage, not to exceed thirty days; Spartanburg County, they shall each receive four hundred dollars per annum, payable monthly; Sumter, County Commissioners, two dollars per day each, for not more than twenty-five days, with mileage at five cents per mile each way, going to and returning from the Court House, by the shortest route practicable: Provided, the number of trips to and from the Court House does not exceed twenty-five; Richland County Commissioners shall each receive three dollars per day, not exceeding twenty-five days in any year, and five cents per mile for attendance at Board Meetings; Union County, that the County Commissioners of Union County shall each receive an annual salary of two hundred and fifty dollars; Williamsburg, three dollars per day: Provided the number of days charged for, shall not exceed thirty; York County, each of the County Commissioners shall receive an annual salary of one hundred and fifty dollars, payable monthly.

Clerks of
County Boards
of Commissioners.
Civil Code,
§ 768, amended.

Sec. 8. The Clerks of the various Boards of County Commissioners shall receive annual compensation as follows: Aiken, two hundred and twenty-five dollars; Anderson, three hundred dollars, payable monthly; Barnwell, five hundred dollars; Berkeley, one hundred and fifty dollars; Chesterfield, one hundred dollars; Clarendon County, one hundred and fifty dollars; Colleton, one hundred and fifty dollars; Darlington, two hundred and fifty dollars; Dorchester, seventy-five dollars; Edgefield, one hundred and fifty dollars; Florence, seventy-five dollars; Georgetown, Clerk of Board of Commissioners, two hundred dollars, payable monthly; Greenville, two hundred and fifty dollars; Greenwood, one hundred and fifty dollars; Hampton County, the Clerk of Board of County Commissioner shall receive three dollars per day not exceeding thirty-five days; Horry, one hundred dollars, payable monthly; Lancaster, one hundred dollars; Laurens County, one hundred and fifty dollars; Lexington, one hundred dollars per annum; Marion County, Clerk of Board of County Commissioners, compensation shall be two hundred dollars; Newberry, that in Newberry County, the County Board of Commissioners may elect a clerk who shall be an Attorney at Law and who shall perform the duties of Clerk and Attorney for said Board with an annual salary of one hundred and fifty dollars; Oconee, one hundred

dollars; Orangeburg, two hundred dollars; Pickens, that in Pickens County, the Clerk shall receive one hundred dollars annually; Saluda, the Clerk shall not receive over seventy-five dollars; Spartanburg County, five hundred dollars, payable monthly; Sumter, three hundred dollars per annum, payable monthly; Union County, the Clerk of the Board of County Commissioners of Union shall receive an annual salary of one hundred and fifty dollars; Williamsburg, one hundred and fifty dollars; York County, one hundred dollars, payable monthly; Richland, five hundred dollars.

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Sec. 9. That the members of the Board of Township Commissioners in Counties where such offices exist shall receive as compensation for their services the sum of two dollars per day for not exceeding five days, and the Chairman of said Board an additional sum of two dollars per day for each day's attendance and mileage of five cents a mile in the most direct route, each way, from his home to the Court House when attending upon the meetings of the County Board of Commissioners, when the said County Board is not acting as a Board of Equalization; and the respective Clerks of said Board shall receive the following compensation, to wit: Bamberg, two hundred and twenty-five dollars; Barnwell, five hundred dollars; Beaufort, one hundred dollars; Cherokee, two hundred dollars, and Charleston, one hundred and fifty dollars.

Township
Commissioners.
Civil Code, §
706, amended.

Sec. 10. That so much of the salaries of the County Auditors and Treasurers as are required to be paid by the State shall be paid by the State Treasurer, monthly, upon warrant of the Comptroller General.

Clerks Coun-
ty Boards. Civil
Code, § 763,
amended.

Sec. 11. That the County Superintendents of Education for the various Counties of this State shall receive annual salaries as follows: Abbeville, six hundred dollars; Aiken, six hundred dollars; Anderson, seven hundred and fifty dollars; Bamberg, five dollars; Barnwell, five hundred dollars; Beaufort, four hundred dollars; Berkeley, three hundred dollars; Charleston County, seven hundred dollars; Cherokee, four hundred dollars; Chester, six hundred dollars; Chesterfield, four hundred dollars; Clarendon, six hundred and twenty-five dollars; Colleton, five hundred dollars; Darlington, six hundred dollars; Dorchester, three hundred dollars; Edgefield, five hundred dollars; Fairfield, five hundred dollars; Florence, six

Salaries Au-
ditors and
County Treas-
urers; how
paid. Civil
Code, § 763a.

County Su-
perintendents
of Education.
Civil Code, §
1197, amended.

A. D. 1902. hundred and fifty dollars; Georgetown, five hundred dollars; Greenville, six hundred dollars; Greenwood, six hundred dollars; Hampton, four hundred and fifty dollars; Horry, three hundred dollars; Kershaw, five hundred dollars; Lancaster, five hundred dollars; Laurens, six hundred dollars; Lexington, six hundred dollars; Marion, eight hundred dollars; Marlboro, six hundred dollars; Newberry, six hundred and fifty dollars; Oconee, five hundred dollars; Orangeburg, seven hundred and fifty dollars; Pickens, five hundred dollars; Richland, twelve hundred dollars; provided, the County Superintendent of Education in Richland County shall receive during his term of office to which he has been elected, the salary now provided by law; Saluda, four hundred dollars; Spartanburg, one thousand dollars; Sumter, eight hundred dollars; Union, five hundred dollars; Williamsburg, five hundred dollars; York, seven hundred dollars.

County Board of Education. Civil Code, § 1200, amended.

Sec. 12. That the members of the County Boards of Education of the various Counties of this State, appointed by the State Board of Education, shall each receive as a compensation for their service the sum of three dollars for each day necessarily employed and five cents per mile for each mile necessarily traveled in the public service, the number of days charged for in any one year not to exceed seven, provided that in all Counties of more than fifty thousand population according to the United States census of 1900 said members shall receive compensation herein fixed for not less than seven days nor more than twenty days in the discretion of the County Superintendent of Education.

Township and City Boards of Assessors. Civil Code, § 376, amended.

Sec. 13. That the Township Assessors and City Boards of Assessors of the various Counties and towns and cities of the State shall each receive as a compensation for their service, the sum of two dollars per day for the time actually employed, not to exceed three days in any one year, except in those years when real estate is to be assessed when the number of days charged for shall not exceed five: *Provided*, That in those townships or tax districts in which is situated an incorporated town or city of one thousand and less than five thousand inhabitants they shall be paid for not exceeding five days, and in those townships or tax districts in which there is an incorporated town or city or manufacturing community of four thousand

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and less than ten thousand they shall be paid for not exceeding ten days, and in those townships or tax districts in which there is an incorporated town or city of ten thousand inhabitants or more they shall be paid for not exceeding thirty days: *Provided, further*, That no per diem shall be paid unless accompanied by the affidavit of such member giving the number of days actually employed and by the certificate of the County Auditor to the effect that such member has fully performed all the duties required by this Article and the chairman of all Townships.

Sec. 14. That the members of the County Board of Equalization of the various Counties of this State shall each receive as a compensation for their service the sum of two dollars per day for the time actually engaged and five cents per mile for necessary travel, the number of days charged for in any one year not exceeding five, except in those years when real estate is to be assessed when the number of days charged for shall not exceed ten.

County Board
of Equaliza-
tion. Civil
Code, §§ 876
and 878, amend-
ed.

Sec. 15. That the Coroners of the various Counties of the State shall be paid an annual salary in lieu of all costs and fees as follows: Abbeville, one hundred and fifty dollars; Aiken, two hundred and fifty dollars; Anderson, two hundred dollars; Bamberg, one hundred dollars; Barnwell, two hundred and fifty dollars; Beaufort, three hundred dollars; Berkeley, one hundred dollars; Charleston, one thousand eight hundred dollars; Cherokee, one hundred dollars; Chester, one hundred and twenty-five dollars; Chesterfield, one hundred dollars; Clarendon, two hundred dollars; Colleton, one hundred and fifty dollars; Darlington, two hundred and twenty-five dollars; Dorchester, one hundred dollars; Edgefield, one hundred and twenty-five dollars; Fairfield, one hundred and fifty dollars; Florence, one hundred and fifty dollars; Georgetown, three hundred dollars; Greenville, three hundred and fifty dollars; Greenwood, one hundred dollars; Hampton, one hundred and twenty-five dollars; Horry, one hundred dollars; Kershaw, one hundred and twenty-five dollars; Lancaster, one hundred and twenty-five dollars; Laurens, two hundred and twenty-five dollars; Lexington, one hundred and fifty dollars; Marion, one hundred and fifty dollars; Marlboro, one hundred and twenty-five dollars; Newberry, two hundred and fifty dollars; Oconee,

Coroners.
Civil Code, §§
897 and 9124,
amended.

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one hundred dollars; Orangeburg, two hundred and fifty dollars; Pickens, one hundred dollars; Richland, five hundred dollars; Saluda, one hundred dollars; Spartanburg, three hundred dollars; Sumter, two hundred and fifty dollars; Union, one hundred and twenty-five dollars; Williamsburg, one hundred and twenty-five dollars; York, one hundred and twenty-five dollars.

Salaries paid
by Counties.

Sec. 16. That the salaries and other compensation hereinabove provided for shall be paid by the respective Counties to which the County officers entitled to receive the same belong, except such portions thereof as are payable by the State under the terms of this Act.

Sec. 17. That all Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved the 27th day of February, A. D. 1902.

No. 584.

AN ACT TO MAKE UNIFORM AND TO LIMIT THE FEE TO BE PAID TO THE CIRCUIT COURT STENOGRAPHERS OF THE SEVERAL CIRCUITS OF THIS STATE FOR TRANSCRIPT OF TESTIMONY AND PROCEEDINGS IN COURT WHEN DEMANDED BY PARTY.

Fees of Circuit Stenographers. Code Civil Procedure, § 278, amended.

Sec. 1. Be it enacted by the General Assembly of the State of South Carolina: That the Circuit Court Stenographers of the several circuits of this State shall be allowed, for copies of testimony and proceedings in Court, which they are now required by law to furnish to the party demanding it, the sum of five cents per hundred words for the first copy so furnished, and the sum of five cents per hundred words for each subsequent copy so furnished, to be paid as now provided by law, to wit, by the party demanding the copy or copies: *Provided*, That the provisions of this Act shall not apply to the Stenographers of the First and Second Judicial Circuits; and that the Stenographer of the Fourth Judicial Circuit shall be allowed the same as now allowed by law to the Stenographers of the First and Second Judicial Circuits.

Approved the 26th day of February, A. D. 1902.

No. 585.

A. D. 1902.

AN ACT TO PROVIDE FOR PAYMENT OF COSTS OF CRIMINAL CASES TRANSFERRED FROM ONE COUNTY TO ANOTHER.

Sec. 1. Be it enacted by the General Assembly of the State of South Carolina: That whenever a criminal case is transferred from one County to another for trial, all the costs of such trial shall be paid by the County in which the bill of indictment was found; such costs to be certified to such County by the Clerk of the Court of the County in which such trial is had.

Costs in criminal cases where venue is changed. Civil Code, § 3096a.

Sec. 2. This Act shall take effect on its approval, and apply to all cases pending.

Approved the 11th day of February, A. D. 1902.

No. 586.

AN ACT TO AMEND SECTIONS 18 AND 22 OF THE CODE OF CIVIL PROCEDURE, RELATING TO THE HOLDING OF COURTS IN THE COUNTIES OF CHARLESTON AND DORCHESTER AND EDGEFIELD.

Sec. 1. Be it enacted by the General Assembly of the State of South Carolina: That Section 18 of "the Code of Civil Procedure" be, and the same is hereby, amended (1) by striking out of subdivision 1 of said Section 18 (relating to Courts in Charleston County) the last clause thereof commencing with the words "with a view to facilitate the hearing of equity causes;" (2) by striking out subdivision 4 of said Section 18 (relating to Courts in Dorchester County) and in lieu thereof inserting the following: "4. The Court of General Sessions for the County of Dorchester shall be held at St. George's on the second Monday in February and on the third Monday in October, and the Court of Common Pleas at the same on the Wednesday succeeding the second Monday in February, on the third Monday in May, and on the Wednesday succeeding the third Monday in October, but no juries shall be summoned for the May term, and only matters determinable without the aid of a jury shall be then heard."

Courts in Charleston. Code Civil Procedure, § 18, s. d. 1, amended.

Courts in Dorchester. Code Civil Procedure, § 18, s. d. 4, amended.

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Sec. 2. That Section 22 of "the Code of Civil Procedure" be and the same is hereby amended by inserting the words "the Thursday following the first Monday in August" between the word "March" and the word "and" on the fifth and last line of sub-division 3 of said Section 22, relating to Courts in Edgefield County, so that said sub-division 3 as thus amended shall read as follows:

Courts in
Edgefield. Code
Civil Procedure,
§ 22, s. d.
3, amended.

"3. The Court of General Sessions at Edgefield for the County of Edgefield on the second Monday of March, first Monday of August, and the third Monday of November, and the Court of Common Pleas at the same place, on the third Monday in March, the Thursday following the first Monday in August, and the fourth Monday in November."

"Sec. 3. That all Acts and parts of Acts inconsistent herewith be, and the same are hereby, repealed."

Approved the 26th day of February, A. D. 1902.

No. 587.

AN ACT TO AMEND SECTION I OF AN ACT ENTITLED "AN ACT TO FIX THE TIMES AND PROVIDE FOR THE HOLDING OF THE CIRCUIT COURTS OF THE FIFTH JUDICIAL CIRCUIT," APPROVED 9TH DAY OF MARCH, A. D. 1896, SO AS TO GIVE EDGEFIELD COUNTY A COURT OF COMMON PLEAS AT THE AUGUST TERM OF COURT, AND ONLY ONE PETIT JURY AT SAID TERM OF BOTH COURTS.

Sec. 1. Be it enacted by the General Assembly of the State of South Carolina: That Section 1 of an Act entitled "An Act to fix the times and provide for the holding of the Circuit Courts of the Fifth Judicial Circuit," approved 9th day of March, A. D. 1896, be amended so as to give Edgefield County a Court of Common Pleas at the August term of Court, and only one petit jury at said term for both Courts, so that as amended said section shall read as follows:

Courts in
Fifth Circuit.
Code Civil Pro-
cedure, § 22,
amended.

Kershaw.

Section 1. That from and after the Saturday before the fourth Monday in March, 1896, the Circuit Courts of the Fifth Judicial Circuit shall be held as follows: 1. The Court of General Sessions at Camden, for the County of Kershaw, on the

first Mondays in February, June and September, and the Court of Common Pleas at the same place on the Thursdays following the first Mondays in February and September. 2. The Court of General Sessions at Lexington, for the County of Lexington, on the third Monday in February, the second Monday in June and the third Monday in September, and the Court of Common Pleas at the same place on the fourth Mondays in February and September. 3. The Court of General Sessions, at Edgefield, for the County of Edgefield, on the second Monday of March, first Monday of August and third Monday of November, and the Court of Common Pleas at the same place on the third Monday in March, Wednesday after the first Monday in August and the fourth Monday in November, and the same panel of petit jurors shall serve for both the Court of Sessions and Common Pleas at the August term of Court; provided, that for the August term only one panel of petit jurors shall be drawn and required to attend said term. 4. The Court of General Sessions at Columbia, for the County of Richland, on the first Monday of April, the fourth Monday of June and the third Monday of October, and the Court of Common Pleas at the same place on the second Monday in April, the first Monday after the fourth Monday in June and the fourth Monday in October. 5. The Court of General Sessions at Saluda Court House, for the County of Saluda, on the first Monday of May, the third Monday of August and the first Monday of December, and the Court of Common Pleas at the same place on the Wednesday following the first Mondays in May and December.

Approved the 26th day of February, A. D. 1902.

A. D. 1902.

Lexington.

Edgefield. Sec
Act No. 591
also.

Richland.

Saluda.

No. 588.

AN ACT TO FIX THE TIME OF HOLDING COURTS OF THE SEVENTH JUDICIAL CIRCUIT OF THIS STATE.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That the Circuit Courts of the Seventh Judicial Circuit shall be held as follows: 1st. The Court of General Sessions at Union, for the County of Union, on the second Monday in January, the second Monday in June, and the

Courts in
Seventh Cir-
cuit. Code Civil
Procedure, §
24, amended.

Union.

A. D. 1902.

- first Monday in October; and the Court of Common Pleas at the same place on the Wednesdays following the second Monday in January, the second Monday in June and the first Monday in October. 2d. The Court of General Sessions at Laurens, for the County of Laurens, on the fourth Monday in January, the fourth Monday in July, and the third Monday in October, and the Court of Common Pleas, at the same place, the second Monday in July and on the Wednesdays following the fourth Monday in January, the fourth Monday in July and the third Monday in October: *Provided*, That should the business of the Court of General Sessions for said County at any term be completed or suspended before the expiration of the term, the Presiding Judge shall open the Court of Common Pleas for said County and dispose of all business pending therein. 3rd. The Court of General Sessions at Newberry, for County of Newberry, on the second Monday after the fourth Monday in January, the first Monday after the fourth Monday in July, and the second Monday after third Monday in October; and the Court of Common Pleas at the same place on the third Monday after the fourth Monday in January, the third Monday in July, and the third Monday after the third Monday in October: *Provided*, however, That the provisions of Section 27 of the Code of Civil Procedure shall not apply to the Courts of Newberry County. 4th. The Court of General Sessions at Greenwood, for the County of Greenwood, on the fourth Monday in March, the second Monday after the fourth Monday in July, and the fourth Monday after the third Monday in October; and the Court of Common Pleas, at the same place, on the Wednesdays following the fourth Monday in March, the second Monday after the fourth Monday in July, and the fourth Monday after the third Monday in October. 5th. The Court of Spartanburg. General Sessions at Spartanburg, for the County of Spartanburg, on the first Monday in January, the fourth Monday after the fourth Monday in January, the first Monday in May, the fourth Monday in June, the second Monday in September, and the sixth Monday after the third Monday in October; and the Court of Common Pleas at the same place on the fifth Monday after the fourth Monday in January, the second Monday in May, the first Monday after the fourth Monday in June, the third Monday in September.

and the seventh Monday after the third Monday in October: A. D. 1902.
Provided, That should the business of the Court of General Sessions for said County at any term be completed, or suspended, before the expiration of the term, the Presiding Judge shall open the Court of Common Pleas for said County and dispose of all business pending therein; except the trial of jury cases, which may be tried at such time only by consent of the parties or their attorneys: *Provided, further*, That no business of the Court of General Sessions shall be transacted during the terms hereinbefore fixed for the Court of Common Pleas for Spartanburg County.

Sec. 2. That the terms of said Courts fixed between the first day of January and the last day of April shall be Spring terms thereof, and those fixed between the last day of April and the first day of September shall be Summer terms thereof, and those fixed between the first day of September and the last day of December shall be Fall terms thereof, and should the Circuit Judge assigned to hold said Court be for any reason unable to hold said Courts, the Chief Justice of the Supreme Court shall assign another Circuit Judge, disengaged, to hold said Courts, and if there be no Circuit Judge disengaged, the Governor shall, on the certificate of the facts and the recommendation of the Chief Justice appoint and commission as Special Judge some person learned in the law, to hold said Courts. The Special Judge so appointed shall be paid as provided by law for other Special Judges. Provision where Judge assigned is unable to preside.

Sec. 3. That this Act shall go into effect on the first day of June next, and all recognizances, pleadings, writs, notices and other process or papers whether dated heretofore or hereafter, shall be, and are hereby, made returnable to the terms of said Courts, as herein fixed. When takes effect.

Sec. 4. That all Acts and parts of Acts inconsistent with any of the provisions of this Act are hereby repealed.

Approved 25th day of February, A. D. 1902.

A. D. 1902.

No. 589.

AN ACT TO AMEND SECTION THREE HUNDRED AND FORTY-FIVE (345) OF THE CODE OF CIVIL PROCEDURE OF 1893 WITH REGARD TO APPEALS.

Code of Civil Procedure, § 345, s. d. 1, amended. When appeal may be taken; notice; case and exceptions; amendments; settlement of case on appeal.

Sec. 1. Be it enacted by the General Assembly of the State of South Carolina: That Section (345) Three Hundred and Forty-five of the Code of Civil Procedure of 1893 be amended by adding the following words at the end of sub-division (one), 1, to wit: "*Provided, That whenever a motion for a new trial upon the Judge's minutes shall have been made and the decision thereon not be both heard and filed at the term at which the trial is had then notice of intention to appeal either from the judgment or the order granting or refusing a new trial shall be given to the opposite party or his attorney within ten days after written notice that such order has been granted or rendered,*" so that the sub-division will read as follows: (Section 345) 1. In every appeal to the Supreme Court from an order, decree or judgment granted or rendered at Chambers from which an appeal may be taken to the Supreme Court the appellant or his attorney shall within ten days after written notice that the said order has been granted or decree or judgment rendered give notice to the opposite party or his attorney of his intention to appeal and in all other appeals to the Supreme Court the appellant or his attorney shall within ten days after the rising of the Circuit Court give like notice of his intention to appeal to the opposite party or his attorney and within thirty days after said notice the appellant or his attorney shall prepare a case with exceptions and serve them on the opposite party or his attorney. The respondent within ten days after service of such case may propose any objections thereto or alteration thereof and the case should be settled in such mode as may be provided in the rules of the Supreme Court: *Provided, That whenever a motion for a new trial upon the Judge's minutes shall have been made and the decision thereon not be both heard and filed at the term at which the trial is had then notice of intention to appeal either from the judgment or the order granting or refusing a new trial shall be given to the opposite party or his attorney within ten days after written notice that such order has been granted or rendered.*

Proviso where motion on minutes for new trial is made.

Sec. 2. That this Act shall take effect immediately upon its approval and that all Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

A. D. 1902.

Approved the 11th day of February, A. D. 1902.

No. 590.

AN ACT TO AMEND SECTION 1 OF AN ACT ENTITLED "AN ACT TO REGULATE THE CARRYING, MANUFACTURE AND SALE OF PISTOLS, AND TO MAKE A VIOLATION OF THE SAME A MISDEMEANOR," APPROVED 20TH OF FEBRUARY, 1901, BY STRIKING OUT CERTAIN WORDS AND INSERTING OTHER WORDS IN LIEU THEREOF.

Sec. 1. Be it enacted by the General Assembly of the State of South Carolina: That section 1 of an Act entitled "An Act to regulate the carrying, manufacture and sale of pistols, and to make a violation of the same a misdemeanor," approved 20th February, 1901; by striking out at the end of said section all after the word "or" and inserting in lieu thereof the following, "to the carrying or keeping of pistols by persons while on their own premises," so that said section when thus amended shall read as follows:

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That from and after the first day of July, 1902, it shall be unlawful for any one to carry about the person, whether concealed or not, any pistol less than 20 inches long and three pounds in weight. And it shall be unlawful for any person, firm or corporation to manufacture, sell or offer for sale, or transport for sale or use into this State, any pistol of less length and weight. Any violation of this section shall be punished by a fine of not more than one hundred dollars, or imprisonment for not more than thirty days, and in case of a sale by a person, firm or corporation the sum of one hundred dollars shall also be forfeited to and for the use of the school fund of the County wherein the violation takes place, to be recovered as other fines and forfeitures: *Provided*, This Act shall not apply to peace officers in the actual discharge of their duties, or to the carrying or keeping of pistols by persons while on their own premises.

Manufacture, sale and carrying of certain pistols prohibited. Criminal Code, § 129 amended.

Approved the 25th day of February, A. D. 1902.

A. D. 1902.

No. 591.

AN ACT TO PREVENT THE ALTERING OR REMOVING LAND-MARKS.

Altering and removing land-marks a misdemeanor. Criminal Code, § 182a.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That if any person or persons shall, knowingly, wilfully, maliciously or fraudulently, cut, fell, alter or remove any certain boundary tree, or other allowed landmark, such person or persons so offending, shall be guilty of a misdemeanor, and upon conviction shall be fined not exceeding one hundred dollars, or imprisoned not exceeding thirty days.

Sec. 2. That all Acts or parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved the 25th day of February, A. D. 1902.

No. 592.

AN ACT "TO AMEND SECTION 2491 GENERAL STATUTES OF 1882, APPEARING AS SECTION 148 OF VOLUME 2 OF THE REVISED CRIMINAL STATUTES OF 1893:"

Privily stealing from person or house. Criminal Code, § 182, amended.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That Section 2491 of the General Statutes of 1882, appearing as Section 148 of Volume 2 of the Revised Criminal Statutes of 1893, be, and the same is hereby, amended by inserting on the second printed line of the said Section 148 (2491), between the word "person" and the word "shall," the following words: "or of privily entering and stealing from any house, in the night time or day time;" so that the said Act, as embodied in the said Section 148 (2491) of the Revised Statutes, shall read as follows:

Section 148 (2491). The offense of privily stealing from the person or of privily entering and stealing from any house, in the night time or day time, shall in all cases be deemed and adjudged grand larceny, and subject to the same punishment.

Approved the 25th day of February, A. D. 1902.

No. 593.

A. D. 1902.

AN ACT TO DEFINE TRAIN ROBBERING AND FIX THE PUNISHMENT THEREFOR.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That hereafter any person or persons who may stop, or cause to be stopped, or impede, or cause to be impeded, or conspire together for that purpose, any locomotive engine, or any car or cars, on any road in this State, by intimidation of those in charge thereof, by force, threats, intimidation or otherwise, for the purpose of taking therefrom or causing to be delivered up to such persons or person forcing, threatening or intimidating, anything of value, to be appropriated to his or their own use, shall be guilty of train robbery, and, on conviction thereof, shall be punished by confinement in the penitentiary not less than two years nor more than twenty years.

Train robbery. Criminal Code, § 484a.

Sec. 2. Be it further enacted, That any and all persons who may hereafter enter upon any locomotive engine, car or cars, on any railroad in this State, and by threats, the exhibition of deadly weapons, or by the discharge of any pistol or gun on or near any such engine, car or cars, induce or compel any person or persons on such engine, car or cars, to submit and deliver up, or allow to be taken therefrom, or from him or them, anything of value, shall be guilty of train robbery, and, on conviction thereof, shall be punished by imprisonment in the penitentiary not less than ten years nor more than twenty years.

Forcible entry on trains, etc. Criminal Code, § 484b.

Approved the 25th day of February, A. D. 1902.

No. 594.**AN ACT TO PREVENT THE SALE OF CERTAIN EXPLOSIVE FIRE-CRACKERS.**

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That from and after the approval of this Act by the Governor, it shall be unlawful for any person, whether in his own right or as agent, to sell, barter or exchange, within the limits of this State, any fire-cracker, "cannon"-

Sale of certain firecrackers prohibited. Criminal Code, § 182a.

A. D. 1902.

cracker, bomb or any kind of explosive cracker, exceeding three inches in length and not exceeding one-half inch in diameter, or any kind of explosive cracker containing dynamite.

Sec. 2. Any one violating the provisions of this Act shall, upon conviction, be punished by a fine not more than one hundred dollars, or imprisonment for not more than thirty days.

Approved 11th day of February, A. D. 1902.

No. 595.

AN ACT TO AMEND THE LAW WITH REGARD TO THE KIDNAPING OF CHILDREN.

Kidnapping
minors. Criminal
Code, §
134, amended.

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: Any person who shall take or convey, or cause to be taken or conveyed, away, any minor, or person under the age of twenty-one years, from the possession of the parent or guardian, or procure and carry such minor without the limits of the State, without the consent of such parent or guardian, with the intent to secure a reward for the return of such minor, shall, upon conviction thereof, be imprisoned in the Penitentiary for the period of his or her natural life.

Approved the 25th day of February, A. D. 1902.

No. 596.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND SECTION 431, VOLUME 2, REVISED STATUTES 1893, SO AS TO PROHIBIT SALE AND SHIPPING OF PARTRIDGES FOR FIVE YEARS," APPROVED FEBRUARY 9, 1900, SO AS TO INCLUDE DEER AND WILD TURKEYS WITHIN ITS PROVISIONS.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That an Act entitled "An Act to amend Section 431, Volume 2, Revised Statutes 1893, so as to prohibit sale and shipping of partridges for five years," approved February 9, 1900, be, and the same is hereby, amended

by inserting the words "or deer," or wild turkeys, in line 5 of Section 431, after the word "quail" and before the word "for;" so that said Act, when so amended, shall read as follows: A. D. 1902.

Section 431. It shall not be lawful for any person, except upon his own lands, or upon the lands of another with the consent of the owner thereof, to net or trap a partridge, and it shall be unlawful for any person to sell, offer for sale, or ship or export for sale, any partridge or quail or deer or wild turkeys for the space of five years from the approval of this Act: *Provided*, That nothing in this Act shall prevent the importation for sale of any partridge or quail. Any person violating this Section shall be guilty of a misdemeanor, and, upon conviction, shall be punished by a fine not exceeding thirty dollars, or by imprisonment in the County jail for a term not exceeding thirty days.

Netting or trapping quail on lands of others; sale of partridges, quail, wild turkeys and deer prohibited until Feb. 25, 1907 Criminal Code, § 552, amended.

Approved the 25th day of February, A. D. 1902.

No. 597.

AN ACT TO PROHIBIT WEARING OF SOUTHERN CROSS BY OTHERS THAN THOSE ENTITLED TO DO SO.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: Any person wearing in public the Southern Cross of Honor adopted and conferred by the United Daughters of the Confederacy, or any counterfeit or likeness thereof, unless the same has been conferred, bestowed, or authorized to be bestowed, upon such person by some Chapter of the said United Daughters of the Confederacy, shall be fined not more than twenty-five dollars, upon conviction thereof, in any court of competent jurisdiction.

Unauthorized wearing of the Southern Cross of Honor a misdemeanor. Criminal Code, § 282a.

Approved the 26th day of February, A. D. 1902.

No. 598.

AN ACT TO REGULATE THE CATCHING, GATHERING, SALE, EXPORT OR CANNING OF OYSTERS, CLAMS AND TERRAPINS, TO DECLARE THE LAW IN REFERENCE THERETO AND TO PROVIDE FOR A COUNTY INSPECTOR.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That from and after the approval Laws regulating catching, etc., of oysters, clams and terrapin amended

A. D. 1902.

License
quired.
Code, §
amended.

of this Act, it shall not be lawful to engage in the business of gathering oysters or clams, or catching terrapins, within the limits of this State, except as provided in Section 10 of this Act, for export or sale beyond this State, or to export, carry for sale or sell from this State any oysters, clams, terrapins gathered or caught within this State, without first procuring a license so to do, from the Treasurer of the County in which such oysters, clams or terrapins are gathered or caught, and said Treasurer is hereby authorized and required to issue such license upon the payment to him therefor for the use of the County, of ten dollars for each and every boat, flat or lighter engaged in the business of gathering oysters for export, or exporting oysters beyond the limits of this State, of one ton burden or under, and five dollars for each additional ton of burden; and that a license fee of ten dollars be required of each person exporting by way of any common canner, any oysters, except in sealed cans; a license fee of twenty-five dollars for each person engaged in the business of exporting clams, and one hundred dollars for each person engaged in the business of exporting terrapins, and ten dollars for each person engaged in the business of catching and buying terrapins for sale in this State shall be required; and each license granted under this Act for gathering oysters shall be numbered by the Treasurer granting same, and the persons charged with the enforcement of this Act shall number each boat, flat or lighter with the same number appearing upon the license granted by the Treasurer for said boat, flat or lighter. Each license herein provided for shall run for one year from the date thereof, but it shall not authorize the holder thereof or protect him in carrying on such business within the period now provided by law prohibiting the catching of terrapin: *Provided*, That nothing herein contained shall prohibit any landowner from carrying on, or authorizing to be carried on, said business in oysters, clams or terrapins caught or gathered from within the boundaries of his own land: *Provided, further*, That nothing herein contained shall prohibit any person or corporation from operating factories within this State for the canning of oysters or clams for sale, either within or without the State, or from gathering or purchasing oysters or clams for that purpose, who shall pay a license fee of four hundred dollars per annum to the Treasurer of the County where

the canning factory is located for each canning factory: *Provided, further*, That nothing in this Act shall allow or authorize the gathering of oysters between the first day of May and the first day of September of each year.

A. D. 1902.

Sec. 2. That all exporters of terrapins be required to keep a book in which shall be entered the date of each purchase of terrapins, together with the number of terrapins and the true name and address of the persons from whom the terrapins are purchased, such book to be at all times open to the examination by the County Inspector; and that such exporters be required to make a monthly report in writing to the Inspector not later than the 10th day of each month of the date of each purchase, the number of terrapins purchased, and the true name and address of the person from whom such purchase was made said reports to be signed by the exporter. Any one failing or refusing to make said reports, or who shall make false entries in said book, or who shall make false reports, shall be deemed guilty of a misdemeanor, and upon conviction in any Court of competent jurisdiction shall be fined not less than \$25, nor more than \$100 or be imprisoned not less than ten days, nor more than thirty days.

Reports by exporters. Civ. Code, § 2333a.

Penalty for violation. Criminal Code, § 533a.

Sec. 3. That it shall be unlawful and a violation of this Act to use any dredge for the purpose of gathering oysters, or to use any seine of a smaller mesh than 5 3-4 inches for the purpose of catching terrapins.

Use of small seine or dredge prohibited. Civil Code, § 2334.

Sec. 4. That the having of terrapins or a terrapin seine in any boat, where the owner or manager of said boat has not taken out a license to catch terrapins, or of a terrapin seine of a smaller mesh than 5 3-4 inches, whether the owner or manager of said boat has taken out a license to gather terrapins or not, shall be prima facie evidence of the violation of this Act, and the persons charged with the enforcement of this Act shall have the right to arrest such person or persons, without first procuring a warrant, and take such person or persons to the nearest Magistrate and there swear out the proper arrest warrant.

Prima facie evidence of violation. Civil Code, § 2335.

Sec. 5. That the persons charged with the enforcement of this Act shall have the right, without warrant, to arrest any person or persons who has or have in his, her or their possession any oysters, clams or terrapins, in violation of this Act, and take

Arrests for violation. Civil Code, § 2336.

A. D. 1902.

such person or persons to the nearest Magistrate and swear out the proper arrest warrant. The unlawful possession of such oysters, clams or terrapins shall be prima facie evidence of guilt, and if such person or persons is or are held for trial by the Magistrate conducting the preliminary examination, the said Magistrate shall issue an order for the release of the terrapins and the dumping of the oysters and clams.

Appointment
of inspector.
Civil Code, §
2337, amended.

Sec. 6. That the County Board of Commissioners of each County be, and they are hereby, authorized and empowered to appoint some competent person as Inspector, who shall be charged with the enforcement of this Act, in their respective Counties, and who shall have the right to appoint such assistants as may be necessary, at his own expense, to aid him in the enforcement of this Act, and shall receive as compensation 20 per cent. of the licenses and fines paid to the County under this Act.

Terrapin in-
spector abo-
lished. *Ib.*

Sec. 7. That the office of Terrapin Inspector be, and the same is hereby, abolished, and that the persons charged with the enforcement of this Act, be, and they are hereby, invested with all of the powers and duties of such officer.

Penalty for vio-
lation. Crimi-
nal Code, §33,
amended.

Sec. 8. That except as hereinbefore provided, any person who shall violate any of the other provisions of this Act, shall be deemed guilty of a misdemeanor, and on conviction thereof shall be fined not more than \$500, or imprisoned for a period of not more than one year, in the discretion of the Court, one-half of the fine to go to the informer.

Disposition of
license fees
and penalties.
Civil Code, §
2345.

Sec. 9. That all license fees for carrying on the oyster, clam and terrapin business, and all penalties collected for violating the oyster, clam and terrapin laws, after the payment of one-half of said penalties to the informer, shall go to the County in which the license is granted or penalty imposed.

Special pro-
visions as to
Georgetown
and Charleston.
Civil Code, §
2346.

Sec. 10. In the Counties of Charleston and Georgetown, the law of force before the approval of this Act with regard to terrapins and oysters, shall not be affected by anything in this Act contained, save and except that the law then and there of force with regard to oysters, shall also apply to clams in all respects, as though the word clams were specially inserted and mentioned after the word oysters in any Act of force in said Counties before the approval of this Act.

Sec. 11. That all Acts and parts of Acts inconsistent herewith are hereby repealed, and that this Act shall take effect from its approval by the Governor.

A. D. 1902.

Approved the 27th day of February A. D. 1902.

No. 599.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO PREVENT TRAVELING MEDICINE VENDORS FROM PLYING THEIR VOCATION," APPROVED 5TH DAY OF MARCH, A. D. 1897.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That Section 1 of an Act entitled "An Act to prevent traveling medicine vendors from plying their vocation," approved 5th day of March, A. D. 1897, be, and the same is hereby, amended by changing the period at end of said Section to a comma, and adding the following to the end of said Section: "Without first paying to the Clerk of the Court of each County in which such person seeks to sell such medicine, drug or compound, a fee of one hundred dollars for the use of such County, and procuring from him a license permitting such person to sell such medicine, drug or compound, within such County. Such license to be good for twelve months from the date thereof: *Provided*, That every package or bottle of such medicine, drug or compound shall have plainly written or printed on it, in the English language, the formula of the contents thereof, which formula shall be approved in writing by a regular licensed practicing physician of this State, and a copy of said approval shall be lithographed or printed on each package or bottle of such medicine, drug or compound: *Provided, further*, That any person who holds a certificate under the hand and official seal of the Clerk of Court of any County in this State, that his name is on the Confederate pension roll of said County, shall be exempt from the payment of such license"; so that said Section, when thus amended, shall read as follows:

License re-
quired from
hawkers and
peddlers to sell
medicine; ex-
ceptions. Civil
Code, § 1747,
amended.

Section 1. That after the approval of this Act, it shall be unlawful for any person to travel as hawkers and peddlers from place to place in this State, and to sell or to offer for sale any

A. D. 1902.

medicine, drug or compound to be used as a curative, without first paying to the Clerk of the Court of each County in which such person seeks to sell such medicine, drug or compound, a fee of one hundred dollars for the use of such County, and procuring from him a license permitting such person to sell such medicine, drug or compound within such County. Such license to be good for twelve months from the date thereof: *Provided*, That every package or bottle of such medicine, drug or compound shall have plainly written or printed on it, in the English language, the formula of the contents thereof, which formula shall be approved in writing by a regularly licensed practicing physician of this State, and a copy of said approval shall be lithographed or printed on each package or bottle of such medicine, drug or compound: *Provided, further*, That any person who holds a certificate under the hand and official seal of the Clerk of Court of any County in this State, that his name is on the Confederate pension roll of said County, shall be exempt from the payment of such license.

Approved the 26th day of February, A. D. 1902.

No. 600.

AN ACT TO AMEND SECTION 1 OF "AN ACT FOR THE BETTER PROTECTION OF THE POLES AND WIRES OF TELEGRAPH, TELEPHONE AND ELECTRIC LIGHT," APPROVED THE 17TH DAY OF DECEMBER, A. D. 1881.

Injuring tele-
phone, tele-
graph and elec-
tric light poles.
Criminal Code,
§ 180, amend-
ed.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That Section 1 of an Act entitled "An Act for the better protection of the poles and wires of telegraph, telephone and electric light," approved 17th day of December, A. D. 1881, be amended by striking out all after the words "thirty days," so that said Section when so amended shall read as follows: *Section 1.* Any person who shall wilfully and unlawfully injure, damage or destroy any pole or wire of any telegraph, telephone or electric light company in this State, shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be punished by fine not exceeding one hundred dollars, or imprisonment not exceeding thirty days.

Approved the 20th day of February, A. D. 1902.

No. 601.

A. D. 1902.

AN ACT TO SECURE TO MANUFACTURERS, BOTTLERS OR DEALERS IN BEER, SODA WATER, OR MINERAL WATERS THE EXCLUSIVE USE OF THE KEGS, BOXES, CRATES AND BOTTLES OWNED BY THEM AND RENDERED CAPABLE OF IDENTIFICATION BY THE NAME OF THE OWNER OR OTHER DISTINGUISHING MARKS STAMPED, STENCILLED, ENGRAVED, CUT OR IN ANY OTHER MANNER FIXED THEREON.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: It shall be unlawful for any person engaged in the business of manufacturer, bottler or dealer in beer, soda water, or mineral waters to use in the course of his business any kegs, boxes, crates or bottles owned by any other person engaged in such business and rendered capable of identification by the name of the owner or other distinguishing marks stamped, stencilled, engraved, cut or in any other manner fixed thereon, without the consent of such owner in writing.

Use of certain bottles, kegs, crates, &c., in trade, other than by owners prohibited, &c. Criminal Code, § 872a.

Sec. 2. No person, firm or corporation shall trade or traffic in any such boxes, crates, bottles, jugs, kegs or other such vessels, except for the consumption of said beer, soda water or mineral waters placed therein by the owners.

Trade in.

Sec. 3. Any violation of this Act shall be deemed a misdemeanor, punishable by a fine of not less than ten dollars nor more than one hundred dollars, or by imprisonment in the County jail for not less than ten days nor more than thirty days, or both, at the discretion of the Court, for each offense.

Penalty.

Approved the 25th day of February, A. D. 1902.

No. 602.

AN ACT RELATING TO DISPENSARY PROFITS.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That the Directors of the State Dispensary shall pay over to the State Treasurer by January 1st, 1904, in equal semi-annual payments, all of the school fund reported by them in excess of four hundred thousand dollars, for the benefit of the common schools of the State, to be ap-

Directors of State Dispensary to pay over certain school fund to State Treasurer semi-annually. Civil Code § 1280a.

A. D. 1902.

portioned by and paid out on the warrant of the Comptroller General as is now provided by law for the apportionment and payment of Dispensary profits for the benefit of said schools: *Provided*, That the first payment shall be made on the 30th day of June, 1902.

Directors of
State Dispensary to pay
over school
funds quarterly.
Civil Code,
§ 1236b.

Sec. 2. That from and after the approval of this Act the Directors of the State Dispensary shall make quarterly settlements for the purpose of ascertaining the net profits accruing to the State from the sales made from the State Dispensary, and shall pay over the profits so ascertained to the State Treasurer within ten days thereafter, for the benefit of the common schools of the State, to be apportioned by and paid out on the warrant of the Comptroller General as is now provided by law for the apportionment and payment of Dispensary profits for the benefit of said schools. The first settlement made under this Act shall be on the 31st day of March, 1902.

County Treasurers to pay
out Dispensary
profits on war-
rant of County
Board of Con-
trol and
Auditor. Crimi-
nal Code, §
565a.

Sec. 3. That the County Treasurers of the several Counties of this State shall not pay to the authorities of the several cities and towns, entitled to Dispensary profits, their share of such profits except upon the warrants of the County Board of Control and County Auditor issued to the authorities of said cities and towns, when settlements are made by them as required by law. The said County Board of Control and County Auditor shall at the same time also certify in writing to the County Supervisor of the County entitled to share the Dispensary profits the amount thereof to which the County is entitled.

Dispensary
profits to be
distributed
among Coun-
ties, cities and
towns monthly.
Criminal Code,
§ 566, amended.

Sec. 4. All profits from County Dispensaries subject to distribution among the counties, cities and towns of the State which have accrued since the fourth Monday of December, 1901, and which may hereafter accrue, shall be distributed monthly among the counties, cities and towns entitled thereto in the proportion fixed by law, and that the settlements to ascertain the same shall be made on the fourth Monday in each month, instead of quarterly, as heretofore provided by law.

Approved the 26th day of February, A. D. 1902.

No. 603.

A. D. 1892.

AN ACT TO AMEND SECTION 7 OF AN ACT ENTITLED "AN ACT TO PROVIDE FOR THE ELECTION OF THE STATE BOARD OF CONTROL, AND TO FURTHER REGULATE THE SALE, USE, CONSUMPTION, TRANSPORTATION AND DISPOSITION OF INTOXICATING AND ALCOHOLIC LIQUORS OR LIQUIDS IN THE STATE, AND PRESCRIBE FURTHER PENALTIES FOR VIOLATION OF THE DISPENSARY LAWS, AND TO POLICE THE SAME," APPROVED THE SIXTH DAY OF MARCH, A. D. 1896, BY STRIKING OUT THE WORD "OR" ON LINE THIRTY-THREE (33) OF SAID SECTION AND INSERTING IN LIEU THEREOF THE WORD "ON."

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That Section 7 of an Act entitled "An Act to provide for the election of the State Board of Control, and to further regulate the sale, use, consumption, transportation and disposition of intoxicating and alcoholic liquors or liquids in the State, and prescribe further penalties for violation of the Dispensary laws, and to police the same," approved the sixth day of March, A. D. 1896, be amended by striking out the word or on line thirty-three (33) of said Section, and inserting in lieu thereof the word on, so that said Section when so amended shall read as follows:

Section 7. There may be one or more County Dispensaries appointed for each County, the place of business of each of whom shall be designated by the County Board, but the State Board of Control must give consent before more than one Dispenser can be appointed in any County; and when the County Board designates a locality for a Dispensary, twenty days' public notice of which shall be given, it shall be competent for a majority of the voters of the township in which such Dispensary is to be located to prevent its location in such township by signing a petition or petitions, addressed to the County Board, requesting that no Dispensary be established in that township. The County Board may in its discretion locate a Dispensary elsewhere than in an incorporated town in the Counties of Beaufort and Horry, and no others, except such as are authorized by special Act of the General Assembly: *Provided, however,* That any County, town or city wherein the sale of alcoholic

County Dis-
pensaries, how
located. Crimi-
nal Code, §
563, amended.

Consent of
State board. Pe-
tition against.

Proviso.

A. D. 1902.

Further proviso.

liquors was prohibited by law prior to July 1, 1893, may secure the establishment of a Dispensary within its borders in the following manner: Upon petition signed by one-fourth of the qualified voters of such county, town or city wishing a Dispensary therein being filed with the County Supervisor or Town or City Council, respectively, they shall order an election submitting the question of Dispensary or no Dispensary to the qualified voters of such county, town or city, which election shall be conducted as other special elections; and if a majority of the ballots cast be found and declared to be for a Dispensary, then a Dispensary may be established in said County, town or city: *Provided*, That Dispensaries may be established in the Counties of Williamsburg, Pickens and Marion and at Seneca and other towns now incorporated in Oconee County without such election, on compliance with the other requirements of this Act: *Provided*, That nothing in this Act contained shall be so construed as to prohibit persons resident in Counties which shall elect to have no Dispensary from procuring liquors from Dispensaries in other Counties, or County Dispensers from shipping same to their places of residence under proper labels or certificates: *Provided, further*, That nothing in this Act shall be construed to repeal an Act entitled "An Act to allow the opening of Dispensaries in Pickens and Oconee Counties," approved December 18th, 1894.

Approved the 27th day of February, A. D. 1902.

ACTS AND JOINT RESOLUTIONS

OF THE

GENERAL ASSEMBLY

OF THE

STATE OF SOUTH CAROLINA

Passed at the Regular Session which was begun and held at the City of Columbia on the Fourteenth Day of January, A. D. 1902, and was adjourned without day on the Twenty-second day of February, A. D. 1902.

PART II.

LOCAL AND TEMPORARY LAWS.

No. 604.

AN ACT TO RAISE SUPPLIES AND MAKE APPROPRIATIONS FOR
THE FISCAL YEAR COMMENCING JANUARY 1ST, 1902.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That a tax of five (5) mills, exclusive of the public school tax hereinafter provided for, upon every dollar of the value of all taxable property of this State, be, and the same is hereby, levied for the purpose of meeting appropriations to defray the current expenses of the government for the fiscal year beginning January 1st, 1902, and to meet such other indebtedness as has been, or shall be, provided for in the several Acts and Joint Resolutions passed by this General Assembly, at the session of 1902, providing for the same.

Sec. 2. That a tax is hereby levied upon all taxable property, ^{County lev-}ica, ^{Tax levy for} State purposes.

A. D. 1902. in each of the Counties of the State for County purposes for the fiscal year commencing January 1st, 1902, to the amounts hereinafter respectively stated, that is to say:

Abbeville. Abbeville—For the County of Abbeville, for ordinary County purposes, two and one-half ($2\frac{1}{2}$) mills; that the County Treasurer of Abbeville County be, and is hereby, authorized and directed to borrow from time to time, as may be necessary, on his official note or notes or other similar evidence of indebtedness a sum or sums of money not exceeding ten thousand dollars in all on the lowest rate of interest offered, not exceeding seven per cent. per annum, for the purpose of paying the salaries of teachers in the free public schools, not including the school district of the town of Abbeville, and the said Treasurer is authorized to pledge as security for such borrowed moneys the taxes levied for such purpose, and the levy herein provided for shall be the only levy the Board of County Commissioners shall be allowed to make, except one-half mill for roads, if necessary, any law to the contrary notwithstanding, except the one mill levy for past indebtedness and to put the County on a cash basis, authorized by an Act of the General Assembly, approved the 15th day of February, 1899; and the Commissioners of the Sinking Fund in their discretion shall be allowed to lend to the County Treasurer said sum of ten thousand dollars herein authorized to be borrowed for school purposes at a rate of five per centum per annum interest, should they be so advised. That out of the County levy herein provided for the Board of County Commissioners shall pay twenty cents per day for dieting prisoners and no more.

Aiken. Aiken—For the County of Aiken, for ordinary County purposes and past indebtedness, including the cost of erection and furnishing a fire proof building three (3) mills, to be expended as follows: One-sixth of one mill to pay the indebtedness to be incurred for erecting and furnishing a fire proof building for the County; for the Auditor, four hundred dollars; for the County Commissioners' and Clerk's salaries, thirteen hundred and fifty dollars; for County Treasurer's commission, four hundred dollars; for County Board of Equalization, four hundred dollars; for jury, witnesses and Constables' tickets, forty-five hundred dollars; for the Clerk of Court, five hundred dollars; for the Sheriff, three thousand dollars; for Magistrates and

Constables, twenty-six hundred and fifty dollars; for the Coroner, three hundred dollars; for the poor house and poor, twenty-one hundred dollars; for repairs on roads and bridges, four thousand dollars; for repairs on public buildings, four hundred dollars; for books, stationery and printing, four hundred dollars; for contingent expenses, eight hundred dollars; for public offices, five hundred and fifty dollars; for Jury Commissioners and insurance, one hundred and fifty dollars; for physician and attorney's fees, four hundred dollars; for the County Superintendent of Education, six hundred dollars. The County Commissioners are hereby authorized and required to pay the following accounts against the County, which are now on file, namely:

A. D. 1902.

To H. H. Wyman, the sum of \$20.00; to B. F. Wyman, the sum of \$15.00; to J. F. Wyman, the sum of \$10.00; to Chas. Toole, the sum of \$36.05; to L. B. Etheredge, the sum of \$10.00; to T. G. Croft, the sum of \$25.00; to T. W. Whatley, the sum of \$12.00; to J. D. Bowers, the sum of \$5.00; to R. C. Bradham, the sum of \$5.00; to J. W. Platt, the sum of \$34.00; to W. W. Plunket, the sum of \$32.50; to J. B. William, the sum of \$4.00; to Silas Lowe, the sum of \$7.00; to Owen Alderman, the sum of \$5.73; to Owen Alderman, the sum of \$59.03; to Charles Youngblood, the sum of \$38.00; to J. D. Wright, the sum of \$15.00; to W. N. Merchant, the sum of one hundred dollars, in full of all amounts which may be coming to him under a Joint Resolution entitled "A Joint Resolution to authorize and require the School Commissioners of Aiken County to credit School District No. 6 with average attendance of Graniteville Academy for fiscal year 1887 and 1888," approved December 22d, 1891, out of the money to the credit of said County realized for the taxes for 1901; and if there should be then left a balance of said fund, it be paid out to the past indebtedness of said County; and if there should still be a balance, it be carried forward to the credit of the County in the general fund. The County Board of Commissioners are hereby authorized and empowered to cause to be built for the County a fireproof building, and to furnish the same at a total cost not to exceed eight thousand dollars. The said building to be let out by contract, and the contractor to be put under suitable bond conditioned that he shall faithfully carry out his contract. The

Claims to be paid by Aiken County.

Fire-proof building in Aiken County.

A. D. 1902. Commissioners are authorized to pay for said building by a note to be signed in behalf of the County by the Supervisor. Said note to be paid in six equal annual installments, with interest from the date thereof at a rate not exceeding six per cent. per annum.

tax levy. An-
derson. Anderson—For the County of Anderson, for ordinary County purposes, three (3) mills; for past indebtedness, three-fourths of one ($\frac{3}{4}$) mill; and one-fourth of one ($\frac{1}{4}$) mill for the indebtedness to the State Sinking Fund Commission for money borrowed with which to build the court house.

Beaufort. Beaufort—For the County of Beaufort, for ordinary County purposes, four and one-fourth ($4\frac{1}{4}$) mills; for past indebtedness, three-fourths of one ($\frac{3}{4}$) mill; for Sinking Fund, one (1) mill. That from the surplus now on hand to the credit of the ordinary County fund the sum of thirty-five hundred dollars be transferred to the past indebtedness account. That one hundred dollars be allowed the Auditor for extra work in assessment of real estate for the year 1902. That fifty dollars be allowed the Superintendent of Education for traveling expenses, and twenty-five dollars for expenses Township Board of Health.

Bamberg. Bamberg—For the County of Bamberg, for ordinary County purposes, four (4) mills; for Auditor, two hundred and sixty-seven dollars; for Treasurer, two hundred and sixty-seven dollars; for Sheriff, eight hundred dollars, to be in lieu of all services rendered the County of Bamberg, and in lieu of all fees for keeping prisoners in jail and maintenance of the prisoners, and all other work, and said Sheriff shall continue to maintain the prisoners as provided in an Act entitled "An Act to establish Bamberg County;" for Coroner one hundred dollars; for Supervisor, eight hundred dollars; for Magistrates and Constables, twelve hundred and sixty dollars, and said salaries shall be paid monthly as provided for other County officers; for Courts, two thousand five hundred dollars; for printing and all manner of advertisements for the County, a sum not exceeding eighty dollars; for maintaining chaingang, two thousand five hundred dollars; for roads and bridges, one thousand dollars; for County Physician, one hundred and twenty-five dollars, and he shall be, and hereby is, required to examine, with some other physician, all parties claimed to be lunatics, and to conduct all

post mortem examinations, without extra compensation therefor; for extra physician in examining lunatics, twenty-five dollars, if so much be necessary; one hundred and fifty dollars for County Attorney, to be in full of all services; fifty dollars, if so much be necessary, for fuel for offices and Court; for the special road district of Denmark, one mill. The funds collected on the one mill tax on the property within the Denmark roads district shall be expended, under the direction of the Township Commissioners for Bamberg Township, on the public roads within said Denmark road district, in addition to the work required under the road law of the State, and said funds shall be paid out as provided by law; and the Township Commissioners of Denmark road district may anticipate the collection of said tax and issue their warrant to County Treasurer for work to be done on the roads in said Denmark road district:

A. D. 1902.

Special road
tax in Den-
mark road dis-
trict.

Provided, That the Treasurer of Bamberg County be, and he is hereby, authorized and directed forthwith to arrange to borrow, on his official note, a sum of money, at a rate of interest not to exceed eight per cent. per annum, sufficient to pay the balance of the current expenses of the County of Bamberg after the expenditures of the money which is now on hand; and the said Treasurer is authorized to pledge as security for such borrowed moneys the taxes levied for such purposes; to pay the teachers of the public schools, the Treasurer is hereby authorized, directed and required to borrow, on his official notes, at a rate of interest not to exceed eight per cent., a sum of money, not to exceed four-fifths (4-5) of the free school fund arising from the constitutional three-mill tax; and on the request of the Board of Trustees of any special school district that the money so borrowed shall only be used to pay the claims in his hands of teachers after the passage of this Act:

Loan author-
ized.

Provided, That such sums shall not exceed three-fourths of the amount of taxes levied for said ordinary County expenses and free public school funds: *Provided, further*, That the profits accruing to the County from the Dispensary shall be held as County funds, and said funds shall be applicable to the payment, first, of the expenses of the County chaingang and to the repair of roads and bridges; any balance to ordinary County expenses: *Provided, further*, That the County Treasurer shall, and he is hereby authorized and required to, borrow

Dispensary
profits in Bam-
berg County.

A. D. 1902.

Repayment by
County of
school funds
used.

such a sum as may be necessary to repay the school funds used by the County for ordinary County funds, and if funds for ordinary expenses have been borrowed then said Treasurer is authorized out of said funds so borrowed, to place to the credit of the school fund a sum sufficient to repay the money so used.

Magistrates in.

To the Magistrate at Bamberg, two hundred dollars; at Denmark, three hundred dollars; at Olar, one hundred dollars; at Ehrhardt, one hundred [dollars]; and the Constables appointed by said Magistrates shall receive the following, to-wit: The Constable for the Magistrate at Denmark, two hundred dollars; the Constable for the Magistrate at Bamberg, one hundred and seventy dollars; the Constable for the Magistrate at Ehrhardt, one hundred dollars, and the Constable for the Magistrate at Olar, ninety dollars.

Barnwell.

Barnwell—For the County of Barnwell, for ordinary County purposes, three (3) mills; for paying loan had from Sinking Fund Commission for fire proof room, one-half of one ($\frac{1}{2}$) mill additional.

Berkeley.

Berkeley—For the County of Berkeley, for ordinary County purposes, four (4) mills, which, together with any unexpended balance now in the County Treasury, and the profits from the Dispensaries shall be used as follows: For the salaries of the County officers from January 1st, 1902, to April 1st, 1902, the following sums: Auditor, two hundred (200) dollars; Treasurer, two hundred and twenty-five (225) dollars: *Provided*, That said Auditor and Treasurer shall pay into the County Treasury the compensation given them for their services by the State; Sheriff, two hundred (200) dollars; Supervisor, one hundred and twenty-five (125) dollars; Clerk of Court, one hundred (100) dollars; Superintendent of Education, seventy-five (75) dollars; and Coroner, twelve and one-half (12.50) dollars. All of the officials hereinbefore named for the balance of the present fiscal year shall be paid the salaries fixed by the general salary bill. Probate Judge, two hundred (200) dollars for the fiscal year 1902, provided he collects and pays over to the County Treasurer all fees allowed him by law; for pay of the County Board of Equalization, one hundred and twenty-five (125) dollars; for jury, witnesses and Constables, fifteen hundred (1500) dollars; for Magistrates and Constables, twenty-two hundred (2200) dollars; for poor house

and poor, sixteen hundred and twenty-five (1625) dollars; for repairs on bridges and tools, six hundred (600) dollars; for repairs on public buildings, one hundred and fifty (150) dollars; for books, stationery and printing, three hundred (300) dollars; for *post mortem* examining and conveying lunatics, one hundred (100) dollars; for dieting prisoners while in jail and for support of the chaingang, three thousand (3000) dollars; for physician's and attorney's fees, two hundred (200) dollars; for contingent expenses, five hundred (500) dollars; for County Commissioners' and Clerk's salaries, three hundred and seventy (370) dollars. That the amounts fixed herein, for all purposes, other than the pay of officials, shall only be expended, when absolutely necessary.

A. D. 1902.

Charleston—For the County of Charleston, one-eighth ($\frac{1}{8}$) of one mill for the militia of said County, to be set apart and applied solely to said purpose, in accordance with the provisions of the special Act relating thereto, and to be paid to the Board of Officers of the South Carolina Volunteer troops in the City of Charleston; and two and one-eighth mills for other purposes, to be applied as follows: (1) The sum of one thousand dollars, if so much be necessary, for the poor of the County, according to the provisions of "An Act to provide for the poor in Charleston County," approved 9th March, 1896, as the same has been, or may be, amended. (2) The sum of three thousand five hundred dollars, if so much be necessary, for the roads and bridges outside the City of Charleston, other than the stone road hereinbelow provided for; and the sum of twenty-five hundred dollars, if so much be necessary, for continuing the construction of the said stone road, leading from the City of Charleston, northward, toward the County line, to be expended in such construction alone, and not in payment of salaries of any official connected with said roadway, or otherwise. (3) The sum of eight thousand dollars, if so much be necessary, for "the Sanitary and Drainage Commission of Charleston County," to be used and disbursed for the purposes for which said commission was created, and to be accounted for by said commission, said sum to be in place of, and not in addition to, the sum hitherto appropriated for said commission. (4) The sum of fifty dollars, to be equally divided between the two Ministerial Magistrates of the City of Charleston, for blanks and other stationery.

Charleston,
levies in; vol-
unteer troops.

Poor.

Roads and
bridges.Sanitary and
drainage com-
mission.Magistrates'
blanks.

A. D. 1902.

Deputy Cor-
oner.Acting Cor-
oner.R e c o p y i n g
and re-index-
ing records.T r e a s u r e r ' s
Clerk.Unpaid sal-
aries.Loans to pay
ordinary e x -
penses.

(5) The sum of fifty dollars for the compensation of Thomas D. Green, as Deputy Coroner for the year 1898, when he was one of the Magistrates of the County of Charleston, outside of the City of Charleston. (6) The sum of forty-three dollars and fifty-six cents for the compensation of Ed. H. Waring, as Acting Coroner, in May, 1900, during the interim between the date of the death of C. H. Rivers and the date of the appointment of W. E. Duffus as Coroner. (7) The sum of two hundred and fifty dollars for re-copying books in the office of the Probate Judge; and for like work in the office of the Register of Mesne Conveyance, the sum of two hundred and fifty dollars, or so much of said respective sums as may be necessary; such work to be done under the supervision of said officers, respectively, upon contracts approved by the County Board of Commissioners; and the sum of two hundred and fifty dollars, if so much be necessary, for putting in order and, if practicable, indexing the records and papers of the Court of Common Pleas and the Court of Equity, prior to the year 1800, in the office of the Clerk of Court of Common Pleas and General Sessions, such work to be done under the supervision of said Clerk under a contract approved by the County Board of Commissioners. (8) The sum of five hundred dollars for clerical services in the office of the County Treasurer so as to allow a compensation of twelve hundred dollars for the fiscal year 1902 to B. P. Cunningham. (9) Such sum or sums as may be necessary to pay in full whatever balance or balances may remain due and unpaid for salaries for the months of January or February, 1902, or on any official note or notes or other similar evidence or evidences of indebtedness already given by the County Treasurer of the County of Charleston under authority of law during the year 1901.

And for the purpose of paying in cash the foregoing and all other general and ordinary County expenses for the fiscal year 1902 (including the salaries of any officers of the said County of Charleston and the dieting of prisoners and the pay of witnesses and jurors and constables for the fiscal year 1902, as by law provided for), the County Treasurer for the said County of Charleston be, and he is hereby, authorized and directed to borrow from time to time, as may be necessary, on his official note or notes or other similar official evidence or evidences of

indebtedness, after three days' notice by advertising, once in some newspaper published in the City of Charleston, and on the lowest terms offered, but at a rate of interest not exceeding six per cent. per annum, a sum or sums not to exceed sixty thousand dollars in the aggregate. A. D. 1902.

In case such sum or sums hereinabove authorized to be borrowed be more than sufficient to pay the amounts hereinabove authorized to be paid, then the excess thereof may be used to pay the salaries of the officers of said County for the months of January and February, 1903.

Any and all such sum or sums that may be borrowed by the said County Treasurer, as hereinabove authorized shall be repaid with the interest thereon, by the said County Treasurer, out of the taxes levied and to be collected in said County for the fiscal year 1902, and also out of all funds paid and to be paid to the said County from the dispensaries in said County, and out of and from all fines and other sources, which shall not have been used for the current expenses of said County, as soon as the same may be collected; but, in case, at any time, any of the funds derived from such dispensaries or fines, or other sources, than the taxes herein levied shall amount to one thousand dollars or more, then the said County Treasurer is hereby authorized, in his discretion, to use the same for any of the payments hereinabove authorized and directed to be made, and any sum so used by the said County Treasurer, he is hereby authorized and directed to replace out of the proceeds of said notes or other similar evidences of indebtedness when the same is needed for the current expenses of said County; and the sum or sums so borrowed shall constitute a valid claim against said County, and have lien prior to all others, except unpaid Treasurer's notes of the preceding year, on all the County taxes levied, except *school* taxes, for the present (1902) and future fiscal years, until the same are paid and discharged in full; and such sum or sums, if so borrowed, shall be used for the purposes hereinabove authorized and mentioned, without any preferences whatever. All claims and demands against the said County, excepting the salaries of officers of the said County and the County Treasurer's said note or notes, or other similar evidence or evidences of indebtedness (including interest thereon), shall be paid upon the warrant of the County Supervisor of said Repayment of.
Claims, how paid.

A. D. 1902.

Salaries.

County as hereinbelow provided. The salaries of officers of the said County shall be paid by the County Treasurer monthly upon the receipt of such officers. The original or duplicate receipts for all payments made by said County Treasurer, excepting payments upon said notes or other similar evidences of indebtedness, and upon warrants of the said County Supervisor, shall be filed by said County Treasurer with the said County Supervisor. All claims and demands of every kind whatsoever against the said County, excepting such salaries and County Treasurer's notes and the certificates or tickets of witnesses and jurors and constables, shall be itemized before they can be audited, and when so itemized, shall be first audited by a committee of five, now, and heretofore existing, and their successors, or a majority thereof, and (if approved) shall thereupon be certified and signed by said committee, or a majority thereof, and by the Clerk or Secretary of the County Board of Commissioners; and no such claims or demands shall be paid unless first audited and approved by said committee, or a majority thereof, and also approved by said County Board of Commissioners, and also certified and signed by the said committee, or a majority thereof, and by the Clerk or Secretary of said Board as aforesaid (except amounts expended by the said Sanitary and Drainage Commission, which shall be paid by the said County Treasurer upon accounts and vouchers sworn to by the chairman of said commission): *Provided*, That any and all claims and demands arising outside of the City of Charleston may be audited and approved and certified and signed by the respective Boards of Township Commissioners outside of the City of Charleston, or a majority of such respective Boards; and the said County Supervisor is hereby authorized and required to draw his separate warrant on the said County Treasurer for each and every one of said claims and demands when so audited and approved, and certified and signed. The City Treasurer of the City of Charleston is hereby authorized and directed to levy and collect from all taxpayers of the City of Charleston, at the time of the collection and payment of the first installment of the city taxes for 1902, the special school tax of one (1) mill, as provided by law, to be accounted for and paid over by the said City Treasurer as provided by law, and to be used for the support of the public schools of the City

Special school
tax in city of
Charleston.

of Charleston. No payment for salary, services, charges, fees or compensation of any character or description shall be made to any officer required by law to transmit or file an itemized copy of his accounts to or with the County Supervisor, unless the County Supervisor shall have previously certified to such officer or the County Treasurer that such itemized copy of accounts for the preceding year and all preceding years since said law was enacted, has been transmitted or filed by such officer as aforesaid, which certificate the County Supervisor is required to make without charge on the demand of such officer or the County Treasurer, in case such officer has complied with such requirement; and no Magistrate or other officer, by whom fees or fines are payable on behalf of the said State or County, shall receive any compensation unless he makes oath, to be filed with said County Treasurer before such payment is made, that all of said fees and fines collected by him since the date of the last payment to him of his compensation from said County have been paid to said County Treasurer in full, accompanied by an itemized statement showing the cases in which, and the persons from whom, said fines or fees have been received.

A. D. 1902.

Pre-requisite
to payment of
claims.

Cherokee—For the County of Cherokee, for ordinary County purposes, two (2) mills for the whole County; for public roads, one (1) mill for the whole County; for Broad River Bridge, (½) one-half of one mill for the whole County; for interest on railroad bonds for Limestone, White Plains and Morgan Townships, one-half (½) of one mill; for sinking fund for Limestone, White Plains and Morgan Townships, one (1) mill; for interest on railroad bonds, Cherokee Township, two (2) mills; for sinking fund, Cherokee Township, one and one-half (1½) mills; for interest on railroad bonds, Draytonville and Gowdeyville Townships, two (2) mills; for sinking fund, Draytonville and Gowdeyville Townships, two (2) mills.

Tax levy in
Cherokee.

Chester—For the County of Chester, for ordinary County purposes, three and one-half (3½) mills; for interest on railroad bonds, one (1) mill; in Court House Township, School District No. 1, one (1) mill, to pay past indebtedness of said school district.

Chester.

Chesterfield—For the County of Chesterfield, for ordinary County purposes, four (4) mills; for interest on railroad bonds, two and two-tenths (2.2) [2 2-10] mills.

Chesterfield.

A. D. 1902.



Clarendon.

Clarendon—For the County of Clarendon, for ordinary County purposes, three (3) mills. Estimates for said County. County Treasurer's salary, \$300; Auditor's salary, \$300; Supervisor's salary, \$600; Clerk of Board of County Commissioner's salary, \$150; guards on chaingang, \$550; per diem and mileage for Commissioners, \$200; Board of Equalization, \$150; jurors, witnesses and bailiffs, \$1,400; salary Clerk of Court, in lieu of fees in criminal matters, \$150; Sheriff's salary, in lieu of fees for criminal [work, including committments] and discharge, [discharges] \$800; Magistrate and Constables, \$1,475; Coroner's salary, \$200; for the poor, \$500; roads, bridges and chaingang, \$2,000; printing, books and stationery, \$400; insurance and attorneys' fees, \$130; physician to jail and poor, \$75; Superintendent of Education, salary, \$450; also for traveling expenses, \$100; for clerical services for keeping his office open daily, except Sunday, for sale of school books during school term, \$75, \$175; dieting prisoners in jail, \$500; contingent expenses, \$300. The County Board of Commissioners are hereby empowered and authorized to borrow a sum of money, not to exceed thirty-five hundred dollars, at a rate of interest not to exceed five per cent. per annum, to be expended in paying ordinary County expenses, as follows: Dieting and clothing poor, \$500; roads, bridges and chaingang, \$2,000; dieting prisoners in jail, \$500; Court expenses, \$1,400. Any surplus remaining in the treasury after defraying the expenses above specified, together with incomes from other sources, shall be turned into the ordinary County fund to pay any indebtedness existing against the County.

Colleton.

Colleton—For the County of Colleton, for ordinary County purposes, five (5) mills; for past indebtedness, one (1) mill; for payment of interest on railroad bonds, one and one-half (1½) mills; the balance, if any, to be converted into the sinking fund, created by law for the liquidation of County railroad bonds. That the County Board of Commissioners are authorized and empowered to borrow, if necessary, in their judgment, an amount of money sufficient to pay the interest for the present year on the County railroad bonds, and to pledge the tax accruing from the levy of one and one-half mills for such purposes for the repayment thereof, together with interest

thereon, interest not to exceed the rate of six per centum per annum. A. D. 1902.

That the County Commissioners are likewise authorized and empowered to expend, for the rebuilding of Wallace Bridge, out of taxes collected for ordinary County purposes, a sum not to exceed six hundred dollars; this sum to be in addition to the sum which the County Commissioners may expend for the repair of highways and causeways, and the repair and building of bridges for the year 1902. That the County Supervisor and County Board of Commissioners of the County of Colleton shall receive, until the 1st day of January, A. D. 1903, the same compensation as that which they are now and have been heretofore receiving. Re-building
of Wallace
bridge.

Darlington—For the County of Darlington, for ordinary County purposes, four (4) mills; for past indebtedness, one-half of one ($\frac{1}{2}$) mill; for salary Clerk of Board of County Commissioners, two hundred and fifty dollars. That the appropriation of four hundred dollars for a County exhibit at the South Carolina Inter-State and West Indian Exposition is hereby validated. Darlington.

Dorchester—For the County of Dorchester, for ordinary County purposes, four and one-fourth ($4\frac{1}{4}$) mills; for interest on County bonds, five-eighths of one ($\frac{5}{8}$) mill; for interest on bonds for Green Pond and Walterboro Railroad, three-eighths of one ($\frac{3}{8}$) mill; one mill for a sinking fund to retire the bonds of the Green Pond and Walterboro Railroad. The Treasurer and Supervisor of Dorchester County are hereby authorized and empowered to borrow from time to time upon their joint note or notes the sum of eight thousand dollars (\$8,000), if so much be necessary, at the least possible rate of interest, which amounts so borrowed may include the proceeds of one mill now in the hands of the Treasurer collected as a sinking fund for the redemption of bonds of the Green Pond and Walterboro Railroad. The said Treasurer and Supervisor are authorized to pledge as security for such borrowed moneys and interest the taxes levied for 1902 purposes. The sum of six hundred and thirty-four dollars and thirty-seven cents (\$634.37) is hereby set apart out of such borrowed moneys for the payment of interest on bonds of the Green Pond and Walterboro Railroad. The profits accruing to the County from the Dorchester.

A. D. 1902. Dispensary shall be held as ordinary County funds, and the said fund, with any fund now on hand not otherwise appropriated, shall be applicable to the payment of any ordinary County expenses. The Treasurer and Supervisor of Dorchester County are hereby empowered and required to set aside out of the ordinary County funds the sum of five hundred dollars (500) as a fund for the poor of the County of Dorchester. The County Superintendent of Education of Dorchester County is hereby required to draw his warrant in favor of Jno. J. Howell for thirty dollars, same to be paid out of the free school fund of George Free School District; and the County Treasurer is hereby required to pay the same.

Edgefield. Edgefield—For the County of Edgefield, for ordinary County purposes, three and seven-eighths mills; for past indebtedness, one-eighth of one mill. The County Commissioners are hereby authorized and empowered to borrow money for ordinary County purposes, and to pledge said levy as security therefor. In addition to the levies herein provided for Edgefield County, the County Commissioners shall apply one-half the amount that shall be paid to the County out of the profits of the Dispensary to ordinary County purposes and the other half of such profits to past indebtedness.

Fairfield. Fairfield—For ordinary County purposes and past indebtedness, four (4) mills, to be expended as follows: For Auditor's salary, three hundred and thirty-four dollars; for Supervisor's salary, six hundred and fifty dollars; for salary of County Commissioners, two hundred dollars; for Board of Equalization, three hundred and fifty dollars; for jury, witnesses and Constables, two thousand dollars; for Clerk of Court in lieu of all criminal fees, three hundred dollars; for salary of Sheriff, twelve hundred dollars; for Magistrates and Constables, thirteen hundred dollars; for Coroner, one hundred and fifty dollars; for poor house and poor, twelve hundred dollars; for roads, bridges and support of chaingang, twenty-seven hundred dollars; for repairs on public buildings, for books, stationery and printing, for contingent expenses, for public offices and for court house, six hundred dollars; for post mortem examination and conveying lunatics, two hundred dollars; for jail, four hundred dollars; for physician's and attorney's fees, two hundred dollars; for past indebtedness, eighteen hundred dollars;

for salary of Probate Judge, six hundred dollars; for Superintendent of Education and Board of Education, five hundred and fifty dollars; for County Treasurer's commissions in County and school funds only, three hundred and thirty-four dollars; for insurance, one hundred dollars. If necessary, the above specified amounts may be increased up to but not exceeding the levy herein made. The County Board of Commissioners of Fairfield County are hereby authorized to borrow money, not to exceed the sum of seven thousand five hundred dollars (including all amounts borrowed from the Sinking Fund Commission), for Court expenses, jail fees and other deficiencies, provided the rate of interest does not exceed seven (7) per cent. per annum. There shall be allowed to the County Superintendent of Education of Fairfield County the sum of one hundred dollars for his traveling expenses as heretofore provided by law.

A. D. 1902.

Florence—For the County of Florence, for ordinary County purposes, three and one-half ($3\frac{1}{2}$) mills: *Provided*, That out of the sum so realized the County Supervisor shall receive fifty dollars as traveling expenses, and the County Superintendent of Education shall receive twenty-five dollars as traveling expenses. That the County Superintendent of Education is hereby authorized and required to approve the teachers' pay certificates or claims below mentioned and the County Treasurer to pay the said certificates out of any moneys that now are, or may be, to the credit of said below mentioned school districts, to E. F. Douglass, and charge same to said school districts: Certificate of Eliza McDuffie, for twenty-four dollars, and one of Eliza McDuffie for twenty dollars, and one of Fannie Askins for twenty dollars, all from School District No. 17; and one of C. D. Rollins for thirty dollars, from School District No. 6.

Florence.

Greenville—For the County of Greenville, for ordinary County purposes, four (4) mills; for past indebtedness, one-fourth of one ($\frac{1}{4}$) mill; for interest on Atlanta and Charlotte Air Line Railroad bonds, one-half of one ($\frac{1}{2}$) mill; for interest on Greenville and Laurens Railroad bonds, one-half of one ($\frac{1}{2}$) mill; for work on roads, bridges, and maintaining convict force, two-thirds of one ($2\text{-}3$) mill.

Greenville.

Greenwood—For the County of Greenwood, for ordinary County purposes, three (3) mills; for past indebtedness, three-fourths of one ($\frac{3}{4}$) mill.

Georgetown.

A. D. 1902.

Georgetown—For the County of Georgetown, for ordinary County purposes, four (4) mills: *Provided*, That the appropriation made by the County Board of Commissioners to defray the expenses of the Georgetown County exhibit at the Charleston Exhibition is hereby validated.

Hampton.

Hampton—For the County of Hampton, for ordinary County purposes, four (4) mills; for maintenance of poor house and farm, one-half of one ($\frac{1}{2}$) mill.

Horry.

Horry—For the County of Horry, for ordinary County purposes, five and one-half ($5\frac{1}{2}$) mills; in Conway, Bayboro, Greensea and Simpson Creek Townships, four (4) mills to pay interest on railroad bonds.

Kershaw.

Kershaw—For the County of Kershaw, for ordinary County purposes, four (4) mills; for interest on railroad bonds, two and one-half ($2\frac{1}{2}$) mills.

Lancaster.

Lancaster—For the County of Lancaster, for ordinary County purposes, four (4) mills; interest on railroad bonds issued in aid of Cheraw and Chester Railroad, three (3) mills; for retiring bonds issued in aid of the Cheraw and Chester Railroad, and to be used for no other purpose, one (1) mill; for the payment of interest on township bonds issued in aid of the Charleston, Cincinnati and Chicago Railroad, the following special taxes are hereby imposed: In Pleasant Hill Township, three (3) mills; in Gills Creek Township, five (5) mills; and in Cane Creek Township, four and one-half ($4\frac{1}{2}$) mills: *Provided*, That the County Treasurer shall apply to the payment of interest on bonds of said townships the funds arising from the property of the South Carolina and Georgia Extension Railroad Company, in Lancaster County, on the levy for ordinary County purposes, to be applied to said interest in proportion to the amount of the bonds of said townships respectively outstanding. The County Commissioners are directed to use all funds derived from the three (3) mills levy herein provided for payment of interest on bonds issued in aid of the Cheraw and Chester Railroad after the payment of said interest, to purchase and retire such bonds; also to use all funds in the County Treasury or in the Bank of Lancaster belonging to Pleasant Hill Township to purchase and retire the bonds of said township; and in case they cannot purchase the bonds of said township, then to invest said funds in any other like bonds. The

said Treasurer is hereby required to keep all funds now in his hands, or hereafter collected by him, for the retirement of township or County bonds, on deposit in the Bank of Lancaster, at interest.

A. D. 1902.

Laurens—For the County of Laurens, for ordinary County purposes, two and one-fourth ($2\frac{1}{4}$) mills; for additional road purposes, one (1) mill and commutation fund; for interest on railroad bonds and to create a sinking fund to retire said bonds, two and one-half ($2\frac{1}{2}$) mills; one-half the profits derived from the Dispensary, which go to the County, to be paid to the common school fund. The County Board of Commissioners of said County are hereby authorized and required, upon the application of the Superintendent of Education, to borrow money at a rate of interest not exceeding eight per cent. per annum, giving their notes therefor signed by the County Supervisor, for the purpose of paying the teachers in the public schools monthly at the end of each month's service: *Provided*, There shall not be borrowed a sum of money exceeding three-fourths of the then current levy of taxes for school purposes for said County. That the tax levy for school purposes for said County shall stand pledged for the prompt payment of said loan; interest on said loan shall be paid out of the Dispensary profits coming to said County.

Laurens.

Lexington—For the County of Lexington, for ordinary County purposes, three and one-half ($3\frac{1}{2}$) mills; for past indebtedness, one-half of one ($\frac{1}{2}$) mill.

Lexington.

Marion—For the County of Marion, for ordinary County purposes, three (3) mills; for past indebtedness, one and one-fourth ($1\frac{1}{4}$) mill; for roads and bridges, one (1) mill.

Marion.

Newberry—For the County of Newberry, for ordinary County purposes, two and one-half ($2\frac{1}{2}$) mills. The Supervisor is hereby authorized and empowered to borrow for current expenses not more than five thousand dollars during the year 1902 from the Sinking Fund Commission on the note of the County Supervisor and County Treasurer, and to pledge the County taxes of 1902 for payment of said borrowed money and for interest thereon. That part of the compensation of the County Treasurer and County Auditor payable out of County funds shall be paid in equal monthly instalments. For the purpose of putting the County on a cash basis, the County

Newberry.

A. D. 1902. Board of Commissioners are hereby authorized to borrow five thousand dollars, if so much be necessary, from the Commissioners of the Sinking Fund or other source, payable in five annual instalments, and for the purpose of repaying the same, a tax of one-fourth of a mill is hereby levied upon the taxable property of the County.

Marlboro. Marlboro—For the County of Marlboro, for ordinary County purposes, three and one-half ($3\frac{1}{2}$) mills; for the jail, one (1) mill; for roads and bridges, one (1) mill; for past indebtedness, one (1) mill: *Provided*, That any balances remaining after the back indebtedness and the indebtedness for building jail is paid, may be applied to pay ordinary County expenses.

Oconee. Oconee—For the County of Oconee, for ordinary County purposes, four and one-half ($4\frac{1}{2}$) mills.

Orangeburg. Orangeburg—For the County of Orangeburg, for ordinary County purposes, two and one-half ($2\frac{1}{2}$) mills; for the protection of records, in offices of Clerk of Court and Judge of Probate, one-fourth ($\frac{1}{4}$) mill: *Provided*, That the County Commissioners are authorized and required to pay into the public school fund one-half of all funds realized from the dispensary profits of said County.

Pickens. Pickens—For the County of Pickens, for ordinary County purposes, four (4) mills; for payment of debt and interest to Sinking Fund or other indebtedness of the County as authorized by an Act approved — day of ———, 1902, $1\frac{1}{2}$ mills; for the working of public roads, one (1) mill; “and out of said fund for general purposes the County Superintendent of Education shall be paid a salary of five hundred dollars and no traveling expenses; the County Supervisor and the two County Commissioners shall each receive a salary of two hundred and fifty dollars. [”]

Richland. Richland—For the County of Richland, for ordinary County purposes, three and one-fourth mills; an additional tax of one-half of one ($\frac{1}{2}$) mill in Columbia Township for interest on railroad bonds, and an additional tax of one-fourth of one mill in said township for a sinking fund for the purpose of retiring railroad bonds, and in addition thereto there shall be levied a tax of two mills in the school district of the City of Columbia in lieu of any special tax authorized to be levied by an Act entitled “An Act to provide for the establishment of a new school

district in Richland County, and to authorize the levy and collection of a local tax therein," approved December 24th, 1880.

A. D. 1902.

Spartanburg—For the County of Spartanburg, for ordinary County purposes, three and one-half ($3\frac{1}{2}$) mills; for interest on railroad bonds and past indebtedness, one (1) mill; for Sinking Fund, one-half mill; for permanent improvement, one (1) mill; for commutation, road, one (1) mill. That the action of the County Board of Commissioners of said County in paying the expenses of providing and installing and caring for an exhibit of the resources at the South Carolina Inter-State and West Indian Exposition at Charleston, South Carolina, be, and the same is hereby, approved and ratified, and said Board is hereby authorized to provide and pay for the preservation of said exhibit under the direction of the present Board of Commissioners for said County.

Spartanburg.

That the County Commissioners are hereby authorized and required to use so much of the profits arising from the Dispensary, not to exceed one-half thereof, to supplement the constitutional school fund, as may be sufficient to keep the free common schools of the County open for six months in the year: *Provided*, That the County Treasurer, County Supervisor and County Superintendent of Education of said County be, and they are hereby, authorized to borrow, from time to time during the present fiscal year, such sums of money as may be necessary to pay the school claims of said County, not exceeding eighty-five per cent. of the amount reported by the County Auditor for schools for this year at a rate of interest not exceeding seven per cent. per annum, and to pledge the taxes to be collected for that purpose for the payment of the money so borrowed, and interest thereon, and all moneys so borrowed shall be held and paid out by the County Treasurer as school funds, and without extra commissions.

Saluda—For the County of Saluda, for ordinary County purposes, two and three-fourths ($2\frac{3}{4}$) mills; for jurors and witnesses, one and one-fourth ($1\frac{1}{4}$) mills; for past indebtedness, one-eighth of one ($\frac{1}{8}$) mill; for the purpose of operating machinery and the hire and maintenance of convicts for the permanent improvements of the public highways, three-fourths of one ($\frac{3}{4}$) mill. The County Board of Commissioners are hereby authorized and required to expend the balance remain-

Saluda.

A. D. 1901. ing from the levy for the jurors and witnesses for the fiscal year 1901, for the purpose of purchasing mules, necessary machinery and implements, and for the operation of the same for the permanent improvement of the public highways. The County Board of Commissioners are hereby prohibited from using or expending the amount raised by any levy made herein for any purpose save that specified in this Act for said levy.

Loan authorized. The County Board of Commissioners are authorized and empowered to borrow a sufficient sum for the purpose of paying jurors and witnesses, and they may pledge the levy made herein for that purpose as security for said loan.

Sumter. Sumter—For the County of Sumter, for ordinary County purposes, and for past indebtedness, three and one-half (3 1-2) mills. That from the profit derived from the Dispensary, the County Commissioners shall deposit two thousand dollars in bank, at interest, to be used as a sinking fund for the payment of County bonds when due; and they are hereby prohibited from using this money for any other purpose. The County Commissioners of Sumter County are hereby authorized and required to pay to the Coroner of Sumter County two hundred and fifty dollars in lieu of all fees. That the County Commissioners be authorized to borrow a sum not exceeding three thousand dollars, to be expended in defraying expenses of maintaining roads and bridges, and for these purposes only: *Provided*, That the rate of such loan shall not exceed seven per centum discount. That the County Commissioners are authorized and required to publish at the County seat the quarterly statements of the Supervisor, as now provided by law: *Provided*, That the same can be done at a cost not exceeding one hundred and twenty dollars per annum.

Appropriation approved. That the action of the County Commissioners in expending six hundred dollars on an exhibit for Sumter County at the South Carolina Inter-State and West Indian Exposition is hereby validated.

Claim to be paid. That the County Commissioners of Sumter County are hereby authorized and required to draw their warrant in favor of W. P. Baskins, County Superintendent of Education, for the sum of one hundred dollars for work in selling text books for the fiscal year ending December 31, 1901.

Union—For the County of Union, for ordinary County purposes, three (3) mills; for interest on railroad bonds, two (2) mills; for sinking fund, two (2) mills; for roads, one (1) mill.

A. D. 1802.

Union.

Williamsburg.

Williamsburg—For the County of Williamsburg, for ordinary County purposes four (4) mills, and the County Board of Commissioners, is hereby authorized to pay J. H. V. Gaskins seventy-five dollars for the year 1902, for services as Magistrate in addition to salary now allowed by law; also pay R. R. Stutts twenty-five dollars as services as Magistrate, in addition to salary now allowed by law, and twenty-five dollars additional to Constable of J. H. V. Gaskins as now allowed by law for year 1902. The County Board of Commissioners is hereby authorized to borrow money for the purpose of repairing and erecting a fence, as provided for in an Act approved February 19th, 1900, and pledge therefor the levy made on stock in said exempted section for the return of the money so borrowed.

York—For the County of York, for ordinary County purposes, five (5) mills; in Catawba Township a special levy of two and one-half (2 1-2) mills; in Ebenezer Township a special levy of one and a half (1 1-2) mills, and in York Township a special levy of three and one-half (3 1-2) mills to pay the interest on bonds issued by said township in aid of the Charleston, Cincinnati and Chicago railroad. The Treasurer of York County for collecting and disbursing this special levy shall be allowed commissions as now fixed by law.

York.

Sec. 3. That the Board of Directors of the State Penitentiary are hereby directed to pay into the Treasury of the State, at the end of each three months or within five days thereafter, all amounts received by them from the hire of convicts and from other sources, after paying the necessary expenses of the said institution and all other disbursements authorized by law, the said amounts to be paid into the Treasury to be held subject to the warrants of the Comptroller General to pay amounts appropriated by the General Assembly in the same manner as the other funds in the Treasury. And the Board of Directors are hereby instructed, in hiring out convicts, to receive as compensation for the services of said convicts lawful money of the United States only.

Hire for convicts. Disposition of.

How paid.

Sec. 4. That all proceeds of the taxes levied for and on account of the State as specified herein, shall be deposited and

How funds shall be kept.

A. D. 1902.



kept by the State Treasurer in such banks or places of special deposit as in the judgment or discretion of the Governor, the Comptroller General and the State Treasurer, or any two of them, shall afford sufficient protection to the interest of the State.

Collection of
tax.

Sec. 5. That the County Auditors and County Treasurers of the several Counties of this State are hereby required, under the direction and supervision of the Comptroller General, to make collections of the taxes levied under and pursuant to the provisions of this Act, in the manner and at the time and under the conditions hereinafter provided; and they are hereby forbidden to collect any other tax whatsoever levied for the fiscal year, unless herein expressly authorized so to do, except the taxes authorized by law to meet the interest and retire the bonds issued by Counties and townships in aid of railroads and bonds voted by townships in aid of railroads where the railroads have been completed through said townships, as taxes voted by towns or Counties, or assessed upon townships, and subscriptions to railroads, and taxes to build fences under statutes authorizing and directing the same; and except also the special school tax authorized to be levied in any school district of the State, and except such special tax or collections as is authorized by any Act or Joint Resolution of the General Assembly; and the County Treasurers of the several Counties of this State are hereby prohibited from collecting any tax except such as have been first entered upon the tax duplicates of their respective Counties, or upon the orders of the Auditors of said Counties: *Provided*, That said County Treasurer shall furnish the County Auditors of their respective Counties with the names of the taxpayers as may apply to pay their taxes against whom no taxes shall have been entered on the tax duplicate; and any State or County officer who shall fail to comply with, or who shall evade, or attempt to evade, the provisions of this Act, shall be deemed guilty of a felony, and upon the conviction thereof, shall be punished by a fine not to exceed five thousand dollars, or imprisonment for a period of not more than five years, or both, at the discretion of the Court.

Evasion or
violation of Act
a felony. Pen-
alty.

Poll tax.

Sec. 6. That from and after the passage of this Act there shall be assessed upon all taxable polls in this State a tax of one dollar on each poll, the proceeds of which tax shall be ap-

plied solely to educational purposes. Every male citizen between the ages of twenty-one and sixty years, except those incapable of earning a support, from being maimed or from other causes, and except those who are made exempt by law, shall be deemed taxable polls.

A. D. 1902.

Sec. 6a. Any person who shall fail to pay said poll tax, shall be deemed guilty of a misdemeanor, and on conviction thereof before a Magistrate, shall be punished by a fine of not more than ten dollars or by imprisonment at hard labor upon the public works of the County not more than twenty days: *Provided*, That the County shall not pay the cost or fees of any Constable or Sheriff for the execution of any warrant or other process issued in any case by virtue of the provisions of this section, unless the defendants in such cases shall be arrested and convicted. For services herein rendered by those Magistrates and Constables who receive salaries, they shall receive, in addition to such salaries as they are now entitled to have by law, the said costs and fees: *Provided*, That said costs and fees be collected out of and paid by defendants.

Penalty for non-payment of poll tax. Criminal Code. § 492.

Fees and costs of Magistrates and Constables.

Sec. 7. That all taxes assessed and payable under this Act shall be paid in the following kind of funds, and no other: Gold and silver coin, United States currency, National Bank notes, and coupons which shall become due and payable during the year of 1902, on the consolidated bonds known as Brown bonds, and the bonds of this State known as Blue bonds, and any other State bonds which may be issued by authority of an Act of the General Assembly, the coupons of which are by such Act made receivable for taxes: *Provided, however*, That jury certificates and per diem of State witnesses in the Circuit Court and all County claims which have been approved and certificates issued by the County Board of Commissioners shall be receivable for County taxes, not including school taxes.

In what mon-
eys payable.

Sec. 8. That all taxes herein assessed shall be due and payable from the 15th day of October to the 31st day of December, 1902, and the several County Treasurers shall collect the same in manner prescribed by law, and give receipt therefor to the several parties paying the same, in which the real estate paid on shall be briefly described, and the value of the personal property paid on shall be stated, together with the time such taxes are paid, and the amount of the same, and the township wherein said property is located shall be stated thereon.

When payable.

A. D. 1902.

Notice of collection to be given.

Sec. 9. That the County Treasurers, immediately upon the receipt of the tax duplicate for the year from the County Auditors, shall cause a notice to be inserted in one County newspaper of his County, stating the rate per centum of the levy for State purposes and the rate per centum for all other purposes on the duplicates for the present fiscal year; and if any special levies have been made on the property of the school or other district not affecting an entire County, the total rate of levies in such district shall also be stated in such notice.

Penalty for non-payment.

Sec. 10. That when the taxes and assessments, or any portion thereof, charged against any property or party on the duplicate for the present fiscal year, shall not be paid on or before the 31st day of December, 1902, the County Treasurer shall proceed to collect the same, together with the penalty of ten per centum on the amount so delinquent, and if the amount of such delinquent taxes, assessments and penalties shall not be paid on or before the 15th day of January, 1903, or collected by distress or otherwise, then the same shall be treated as delinquent taxes on such real or personal property according to law.

Distress and sale for taxes. Civil Code, § 409.

Sec. 11. That all personal property subject to taxation shall be liable to distress and sale for the payment of taxes and assessments as provided by law.

Enforcement of lien on realty. Civil Code, §§ 283 and 421.

Sec. 12. That all real property returned delinquent by County Treasurers, upon which the taxes shall not be paid by distress or sale of personal property, or otherwise, shall be seized and sold as provided by law. The distress and sale of personal property shall not be a condition precedent to seizure and sale of any real property hereunder.

School tax; how levied. Civil Code, § 1202.

Sec. 13. That the County Board of Commissioners in each of the several Counties of this State shall levy a tax of three mills on the dollar, upon all taxable property of their respective Counties for the support of public schools in their respective Counties, which shall be collected at the same time and by the same officer as the other taxes for this year, and shall be held in the Counties Treasuries of the respective Counties and paid out exclusively for the support of public schools, as provided by law.

Taxes on mines and mining claims. See Civil Code, § 275.

Sec. 14. That all personal property used in connection with mines and mining claims, and all land not actually mined, connected with mines and mining claims, shall be assessed for tax-

ation and be taxed as is done in the case of other personal and real estate; that in all cases where land is actually mined such land shall not be assessed for taxation or taxed, but in lieu thereof the gross proceeds alone of such mine and mining claim shall be assessed and taxed and such gross proceeds shall be ascertained and determined by the cash market value of the material mined.

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Sec. 15. That in anticipation of the collection of the taxes hereinbefore levied, the Governor and State Treasurer be, and they are hereby, empowered to borrow on the credit of the State so much money as may be needed to meet promptly at maturity the interest which shall mature on the first day of July, 1902, and on the first day of January, 1903, on the valid debt of the State, and to pay the current expenses of the State government for the present fiscal year: *Provided*, That the sum so borrowed shall in no event exceed the amount of three hundred thousand dollars.

Power of governor and the State treasurer to borrow money.

Sec. 16. It shall be unlawful for any officer authorized to make contracts, to be paid from the money levies provided in this Act, to make any contract or contracts in excess of the money provided to be raised by said levies, and any officer or officers convicted of violating the provisions of this section shall be punished as for a misdemeanor. All contracts made in violation of this section shall be void.

Contracts in excess of levy a misdemeanor. Criminal Code, § 377a.

Sec. 17. That this Act shall take effect from and immediately after its approval.

Approved the 22nd day of February, A. D. 1902.

No. 605.

AN ACT TO MAKE APPROPRIATIONS TO MEET THE ORDINARY EXPENSES OF THE STATE GOVERNMENT FOR THE FISCAL YEAR COMMENCING JANUARY 1ST, 1902.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That the following sums, if so much be necessary, be, and the same are hereby, appropriated to meet the expenses of the Executive Department as follows:

Appropriations.

A. D. 1902.

Governor's
office.

(1) For the salary of the Governor, three thousand dollars; for the salary of the Governor's Private Secretary, thirteen hundred and fifty dollars; for the salary of the Governor's Messenger, four hundred dollars; for the contingent fund of the Governor, for rewards and other purposes, five thousand dollars; for stationery and stamps for the Governor, three hundred dollars; for the salary of a stenographer for the Governor, four hundred dollars.

Secretary of
State.

(2) For the salary of the Secretary of State, nineteen hundred dollars; for the salary of the Clerk of the Secretary of State, thirteen hundred and fifty dollars; for the contingent fund of the Secretary of State, two hundred dollars; for stationery and stamps for the Secretary of State, five hundred dollars; for extra Clerk hire for the Secretary of State, twelve hundred dollars; and three hundred and fifty dollars for books and blanks, charters, etc.

Comptroller
General.

(3) For the salary of the Comptroller General, nineteen hundred dollars; for the salary Chief Clerk Comptroller General, fourteen hundred dollars; for the salary of additional Clerk Comptroller General, fourteen hundred dollars; for the salary of the Bookkeeper of the Comptroller General, fourteen hundred dollars; for the contingent fund of the Comptroller General, two hundred dollars; for stationery and stamps for the Comptroller General, three hundred dollars; for printing for the Comptroller General, five hundred dollars; for traveling expenses of the Comptroller General and his assistants in examining the books and papers and accounts pertaining to the offices of the Auditors and Treasurers of the respective Counties and other County officers, five hundred dollars.

State Treasurer.

(4) For the salary of the State Treasurer, nineteen hundred dollars; for the salary of the Chief Clerk of the State Treasurer, fifteen hundred dollars; for the salary of the two Bookkeepers in the office of the State Treasurer, each thirteen hundred and fifty dollars; for the contingent fund of the State Treasurer, two hundred and fifty dollars; for the printing of bonds and stocks and to pay for bonds and stocks already printed, five hundred dollars, if so much be necessary; for stamps and stationery for the State Treasurer, two hundred dollars.

State Superintendent
of Education.

For the salary of the Superintendent of Education, nineteen hundred dollars; (5) for the salary of the Clerk of the Super-

A. D. 1902.

intendent of Education, twelve hundred dollars; for stenographer and typewriter, four hundred dollars; for the contingent fund of the Superintendent of Education, two hundred dollars; for printing books and blank forms for the use of public schools, one thousand dollars; for the State Board of Education, three hundred dollars, if so much be necessary; for stationery and stamps for the Superintendent of Education, three hundred dollars, and three hundred dollars for traveling expenses of the Superintendent of Education: *Provided*, That an itemized statement of such expenses be kept by the State Superintendent of Education, and reported by him to the next General Assembly.

(6) For the salary of the Adjutant and Inspector General, ^{Adjutant and Inspector General.} fifteen hundred dollars; for the salary of the Assistant Adjutant and Inspector General, twelve hundred dollars; for the salary of the State Armorer and the expenses of maintaining the State Armory for the fiscal year 1902, three hundred and fifty dollars; for the contingent fund of the Adjutant and Inspector General, five hundred dollars; for collecting arms, freights, advertisements, printing, expenses of inspection, purchasing missing parts of arms and ammunition, five hundred and fifty dollars, if so much be necessary; for stationery and stamps for the Adjutant and Inspector General, one hundred and fifty dollars; for the purpose of assisting companies to maintain their organization, eight thousand dollars, to be distributed by the Adjutant and Inspector General, in accordance with militia laws of the State, if so much be necessary, to be paid out to the Captains of each company for distribution upon the warrants of the Comptroller General, which warrants shall be issued when the apportionment of each company is certified to the Comptroller General by the Adjutant and Inspector General, and countersigned by the Captain of the company to which the apportionment is made; to pay for the completion of repairs on the Arsenal at Beaufort, ninety dollars, and seven hundred dollars for uniforms for the Naval Militia; nineteen hundred and fifty dollars for the transportation of the militia to Charleston to attend on Military Day at the South Carolina Inter-State and West Indian Exposition. ^{Militia.} ^{Arsenal at Beaufort. Naval militia.} ^{Exposition.}

(7) For the salary of the Attorney General, nineteen hundred dollars; for the salary of the Assistant Attorney General, thir- ^{Attorney General.}

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teen hundred and fifty dollars; for the contingent fund of the Attorney General, one hundred and fifty dollars; for stationery and stamps of the Attorney General, seventy-five dollars; for the expenses of litigation, two thousand dollars, if so much be necessary; and the Attorney General is hereby authorized and required to conduct all litigation which may be necessary for any departments of the State government, or any of the boards connected therewith, and all such boards or departments are hereby forbidden to employ any counsel for any purpose except through the Attorney General and upon his advice: *Provided, further,* That out of the litigation fund the Attorney General shall pay for dockets and blank indictments for the several Circuit Solicitors and such other expenses he may deem advisable, including the necessary hire of a typewriter and stenographer.

Railroad
Commissioners.

(8) For salary of Railroad Commissioners, fifty-seven hundred dollars; for salary of Secretary of Railroad Commissioners, twelve hundred dollars; for contingent expenses and rent of office for the fiscal year commencing January the first, 1902, seven hundred and fifty dollars, if so much be necessary; for the printing of three hundred extra copies of the Railroad Commissioners' report, and for the printing of freight rates, Classification Rules and Regulations two hundred and fifty dollars, to be advanced by the State until the same shall have been collected from the railroads, express and telegraph companies of this State, in the manner prescribed by law, and when collected to be placed in the State Treasury.

State Lib-
rarian.

(9) For the salary of State Librarian, eight hundred dollars; for the contingent fund of the State Librarian, one hundred and fifty dollars; for stationery and stamps for the State Librarian, three hundred dollars; for the purpose of purchasing and binding books and documents for the State Library, one hundred dollars.

Watchmen.

(10) For the salary of two Watchmen for the State House and grounds, nine hundred and sixty dollars.

Janitor.

(11) For the salary of Janitor for the State House, one hundred and sixty dollars.

Engineer.

(12) For the salary of the Engineer of the State House heating apparatus for seven months in the year, seventy-five dollars per month; for the salary of two Firemen of the State House heating apparatus for seven months in the year, thirty-

five dollars per month each; and the Engineer to be paid twenty-five dollars per month for the balance of the year for keeping in order engines, boilers, etc.: *Provided*, That he attends to them once in every fifteen days; this amount to be paid in full for all charges of labor: *Provided further*, That the Superintendent of the Penitentiary be required, when called upon by the Keeper of the State House and grounds, to furnish such convict labor as he may need to keep said State House and grounds in good order; for repairs on State House, three hundred and fifty dollars, if so much be necessary.

A. D. 1902.

Convict labor to keep State House and grounds.

13. For the contingent fund of the Keeper of the State House and grounds, two hundred dollars, if so much be necessary.

Keeper of State House.

14. For the salary of the State Geologist, fifteen hundred dollars; for the contingent expenses of the State Geologist, seven hundred and fifty dollars, and for salary of State Geologist from the 30th day of April, 1901, to the 1st day of January, 1902, one thousand dollars and for expenses incurred during the later period three hundred and ninety dollars.

State Geologist.

That the Clemson Agricultural and Mechanical College shall analyze in its chemical laboratory all samples of rocks, minerals, earths and waters received from the State Geologist for such constituents as may be designated and shall make returns of said analysis to him upon the completion of the same. The order in which these analyses shall be made in relation to other analyses shall be in the order in which the samples are received from the State Geologist in relation to the receipt of other samples. The expenses of the analyses for the State Geologist shall be paid out of the funds of said College.

Sec. 2. That the following sums, if so much be necessary, be, and the same are hereby, appropriated to meet the expenses of the Judicial Department as follows: For the salaries of the Chief Justice and three Associate Justices, eleven thousand four hundred dollars, being twenty-eight hundred and fifty dollars each; for the salaries of the eight Circuit Judges, twenty-four thousand dollars, being three thousand dollars each; for the salaries of the Solicitors, twelve thousand two hundred and fifty dollars; for the salaries of the stenographers of the Circuit Courts, ten thousand dollars; for the pay of the Clerk of the Supreme Court, eight hundred dollars; for the salary of the

Judicial Department.

Judges.

Solicitors.

Stenographers.

- A. D. 1902. State Reporter, thirteen hundred dollars; for the salary of Librarian of the Supreme Court, eight hundred dollars; for the pay of a Messenger of the Supreme Court, two hundred dollars; for the contingent fund of the Supreme Court, five hundred dollars; for the purchasing of books for the Supreme Court Library, five hundred dollars; for the Stenographer of the Supreme Court four hundred dollars; for the salary of attendant on the Supreme Court, two hundred dollars; for the purchase of one hundred copies each of the sixty-first, sixty-second and sixty-third and sixty-fourth volumes of the Supreme Court Reports, eight hundred dollars.
- State Reporter.
Supreme Court Librarian.
Messenger Supreme Court.
- So. Ca. Reports. *Sec. 3. (1)* That the following sums, if so much be necessary, be, and the same are hereby, appropriated to meet the expenses of the Health Department, as follows:
- Health Department.
- Quarantine officers. The salary of the Quarantine Officer at Charleston, six-hundred and fifty dollars; for the expenses of maintaining Quarantine Station, Charleston Harbor, one thousand dollars.
- Charleston.
St. Helena. (2) For the salary of Quarantine Officer at St. Helena, seven hundred dollars; (3) for the expenses of maintaining Quarantine Station, St. Helena, one hundred and fifty dollars.
- Port Royal. For the Quarantine Officer at Port Royal, seven hundred dollars; for expenses of Quarantine Station, three hundred dollars; for the salary of Keeper of the hospital building at Port Royal, one hundred and seventy-five dollars.
- Georgetown. (4) For the salary of the Quarantine Officer at Georgetown, four hundred and fifty dollars; for the expenses of Quarantine Station at Georgetown, one hundred and fifty dollars.
- (5) For the salary of the Keeper of the Lazaretto, three hundred dollars.
- Board of Health. (6) For the purpose of carrying out the provisions of the Act establishing a State Board of Health, twenty-two hundred dollars, if so much be necessary; for the Clerk hire for Secretary of the Board, three hundred dollars. For the payment of Dr. B. C. Moore for services rendered the State Board of Health in attendance upon smallpox cases in Chesterfield County during the year 1900, the sum of fifty-two dollars.
- Quarantine against contagious and infectious diseases. (7) For the purpose of carrying out the provisions of an Act quarantining the State against contagious and infectious diseases, fifteen thousand dollars, to be expended under the supervision and by consent of the Governor, and any unexpended balance of the appropriation for 1901.

Sec. 4. That the following sums, if so much be necessary, be, and the same are hereby, appropriated to meet the expenses of the Tax Department, as follows: A. D. 1902.
Tax Depart-
ment.

For the salaries of the County Auditors, twenty-nine thousand dollars. Auditors

For printing books, etc., for the County Auditors and Treasurers, twenty-five hundred dollars. For the salaries of County Treasurers twenty-nine thousand dollars. The County Treasurers of the State shall receive as compensation for the year 1902 the annual salary provided in an Act passed at this session of the General Assembly entitled "An Act to fix the amount of the compensation to be paid to the County officers, of the various Counties of the State, notwithstanding anything contained in said Act." Printing for.
Treasurers.

Sec. 5. That the following, if so much be necessary, be, and the same are hereby, appropriated to meet the expenses of the South Carolina University, namely: S. C. Uni-
versity.

(1) For the support of the schools in the South Carolina College in Columbia, twenty-eight thousand one hundred and seven dollars; for all purposes, including ordinary repairs, general expenses, improving of buildings and sanitary arrangements, and the library and salary of the Librarian, to be paid upon the application of the Board of Trustees on the warrant of the Comptroller General: *Provided*, That suitable courses of study are provided in said institution for the deserving of both sexes: *Provided further*, That nothing contained herein shall interfere with the students of the normal department. S. C. Col-
lege.

(2) For the support of Winthrop Normal and Industrial College of South Carolina, including running expenses, equipment and permanent improvements, fifty-two thousand dollars. That the sum of fifty-four hundred and fifty-six dollars, if so much be necessary, be, and the same is hereby, appropriated for scholarships provided for by law for the Winthrop Normal College of South Carolina. Winthrop
College.

(3) For the support of the beneficiary cadets of the South Carolina Military Academy, twenty-five thousand dollars; for library, two hundred and fifty dollars, and for repairs, one thousand dollars, to be paid on the warrant of the Comptroller General issued upon the requisition of the Chairman of the Board of Visitors of said academy. S. C. Mili-
tary Academy.

A. D. 1902.

State Col-
ored College.

(4) For the State Colored and Industrial, Normal and Mechanical College at Orangeburg, for maintenance, new buildings and equipment, eight thousand five hundred dollars, to be paid on the application of the Board of Trustees on the warrant of the Comptroller General.

Penal and
charitable in-
stitutions.

Sec. 6. That the following sums, if so much be necessary, be, and the same are hereby, appropriated to meet the expenses of the Penal and Charitable Institutions, as follows:

Penitentiary.

(1) For the salary of the Superintendent of the Penitentiary, nineteen hundred dollars; for the salary of the Captain of the Guards, one thousand and fifty dollars; for the salary of the Physician of the Penitentiary, to be appointed by the Superintendent, one thousand and fifty dollars; for the Chaplain of the Penitentiary, to be appointed by the Superintendent of the Penitentiary, six hundred dollars; for the Clerk of the Penitentiary, twelve hundred dollars, for which amount the Comptroller General is authorized and directed to issue his warrants. The balance in the hands of the Board of Directors of the South Carolina Penitentiary on December 31, 1901, together with all other amounts received or to be received from the hire of convicts, or from any other source, during the current fiscal year, be, and the same are hereby, appropriated for the support of the Penitentiary, and for any other purposes required by law, which are not herein indicated.

State Hos-
pital for In-
sane.

(2) For the salary of the Superintendent and Physician of the State Hospital for the Insane, three thousand dollars; for the *per diem* and mileage of the Board of Regents of the State Hospital for the Insane, each of whom shall be entitled to receive four dollars per day for each day actually engaged in attending the meetings of the said Board, and mileage at five cents per mile actually traveled, twelve hundred dollars, if so much be necessary; for the current expenses and support of the State Hospital for Insane, one hundred and twenty thousand dollars; for deficiency for 1901, eleven thousand five hundred and twenty dollars; for insurance for three years, six thousand dollars; for repairs and building purposes, ten thousand dollars: *Provided*, That no further liability be incurred by the Board of Regents on account of said buildings.

Deaf, Dumb
and Blind.

(3) For the support of the Deaf, Dumb and Blind Asylum, twenty-three thousand dollars; for the furnishings, general re-

pairs, and insuring, furniture and boilers, fifty-eight hundred and fifty-nine dollars; and twelve hundred and eighty-five dollars for insurance for a term of three years.

A. D. 1902.

(4) For the Catawba Indians, one thousand dollars, to be paid upon the application of the Agent, upon the warrant of the Comptroller General: *Provided*, That the said Agent, before receiving his warrant, enter into bond in the sum of sixteen hundred dollars, with security to be approved by the Governor, for the faithful discharge of his duty in the disbursement of any funds which may hereafter come into his hands: *Provided, further*, That the said funds be distributed among the Catawba Indians living in South Carolina: *Provided*, That the Secretary of State shall issue the commission of said Agent without charge: *Provided, further*, That the sum of two hundred dollars is hereby appropriated for school purposes for said Indians, to be expended through their Agent, under bond as above specified: *Provided*, That Agent shall not receive exceeding eight per cent. for receiving and disbursing any funds which may come into his hands as provided above.

Catawba Indians.

Sec. 7. That the following sums, if so much be necessary, be, and the same are hereby, appropriated for miscellaneous expenses, as follows:

(1) For the payment of water used in the public institutions of the State located in Columbia, two thousand dollars, to be paid on the warrant of the Comptroller General.

Water.

(2) To pay the claims passed by the General Assembly at its regular session of 1902, six thousand dollars, if so much be necessary, to be paid by the State Treasurer upon the warrants of the Comptroller General; and that the claim of J. N. Stricklin for fifteen dollars for advertising special election in Chesterfield County for election of a successor to Hon. G. J. Redfearn, a deceased member of the House of Representatives, be paid therefrom.

Claims.

(3) To pay for public printing of this fiscal year, twenty thousand dollars, including such sum or sums as have heretofore been authorized to be drawn from the State Treasury during the present session on account of public printing for 1902, if so much be necessary, and no amount in excess of said sum shall be drawn or expended, any existing law to the contrary notwithstanding; twenty-five hundred dollars, if so much

Public printing.

A. D. 1902.

be necessary, of this appropriation shall be applied to the payment for binding the Code and the Acts, Journals and Reports and Resolutions of the General Assembly; and nine hundred and seventy-five dollars, if so much be necessary, to be used in providing a book paper of not less than sixty pounds per ream for the printing of the Code of Laws of South Carolina, 1902, to be used in lieu of the paper now provided by law, the size of each page of said Code of Laws and the quality of said paper, and the additional cost thereof to be approved by the Code Commissioner and the Chairmen of the Printing Committees of the Senate and House.

Governor's
mansion.

(4) For repairs and improvements to the Governor's Mansion, two hundred and fifty dollars, if so much be necessary, to be paid upon the warrant of the Comptroller General.

Lights.

(5) For the lighting of the State House and grounds, the State Hospital for the Insane, the South Carolina College grounds, the Governor's Mansion and the State Penitentiary for one year, six thousand dollars, if so much be necessary.

Fuel.

(6) To pay for fuel for the purpose of heating the State House, twelve hundred dollars, if so much be necessary.

Pensions.

(7) For the purpose of an Act entitled "An Act to provide for the relief of certain soldiers and sailors, and widows of soldiers and sailors, of the late War Between the States," approved December 24, 1887, or Acts amendatory thereto, two hundred thousand dollars; six hundred dollars for clerical work; one hundred and twenty dollars for stationery and postage incident thereto, if so much be necessary; said appropriation to be paid at such time during the current fiscal year as may be designated by the State Board of Pensions: *Provided*, That the Pension Board shall, before paying out any amount hereby appropriated, revise the whole list of pensions, and only those to be found in actual need of support, whose names are now on the list or may hereafter be put thereon shall receive pensions: *Provided, further*, That the Governor, Comptroller General and Treasurer be, and they are hereby, authorized to borrow from time to time such amounts as may be necessary to meet this appropriation: *Provided, further*, That the Comptroller General is authorized to issue his warrants to the Clerk of the Court of the several Counties for such amounts as may be determined as belonging to the pensions of such County,

to be by him disbursed according to law: *Provided*, That all expenses incurred in the distribution of said fund be paid out of the appropriation for pensions. A. D. 1902.

(8) For the salary of Phosphate Inspector, twelve hundred dollars; for the expenses of the Board of Phosphate Commissioners, three hundred dollars. Phosphate Inspector.

(9) For the per diem and mileage of Committee on Penal and Charitable Institutions, W. C. Hough, P. L. Hardin and J. H. Brooks, four hundred and fifty-six dollars and thirty cents; for the per diem and mileage of F. C. West and F. H. Dominick, for examining the books of the State Treasurer, Comptroller General and Sinking Fund Commissioners, three hundred and twenty-six and 40-100 dollars. Committees.

For salary Code Commissioner, four hundred dollars.

That the sum of three thousand dollars, if so much be necessary, be, and is hereby, appropriated as a special fund to be used by the Attorney General in the investigation and prosecution of necessary suits against such fertilizer companies and other companies as may be doing business in this State in violation of the anti-trust laws, said Attorney General to make a special report to the General Assembly on the first day of the next meeting thereof, giving a statement of what he has done, together with a detailed statement of the expense thereunder. Code Commissioner.
Special appropriation for expenses litigation.

(12) For the rent and furnishing of an office for the use of the Superintendent of Education, three hundred and fifty dollars, if so much be necessary: *Provided*, That the Secretary of State shall provide in the State House by the beginning of the next fiscal year for the Superintendent of Education. Office rent for Superintendent of Education.

(13) That the sum of fifteen thousand dollars be, and the same is hereby, appropriated to pay to "the Sinking Fund Commission" as provided by "An Act to provide for the completion of the State House," approved the 19th day of February, 1900. Sinking Fund Commission State House.

(14) To pay expenses of State Board of Equalization, two thousand dollars. State Board Equalization.

(15) For the per diem and mileage of J. O. Patterson, fourteen dollars; and Hon. James H. Tillman, fourteen and 65-100 dollars for attending meeting of the State Board of Canvassers. State Board Canvassers.

(16) For the purpose of printing pamphlets for distribution in the public schools, three hundred dollars, to be expended under the direction of the State Board of Health. Printing.

A. D. 1902.

Messengers
of election.
Commission-
ers and manag-
ers of election.

(17) To pay for the Messengers of Election, fifteen hundred dollars.

Books for
registration.

Insurance
Steward's
Hall.

Enrollment
Confederate
soldiers.

Firemen.

S. C. room
Confederate
museum.

Interest on
State debt.

(18) For the pay of Commissioners and Managers of Elections, twenty thousand dollars; to pay for advertising notices of election, three thousand dollars: *Provided*, That all notices of elections published in the newspapers throughout the State shall be printed unleaded and not in larger type than brevier, and no more shall be charged or paid for any such notice than one dollar for seventy-five words for the first insertion, and fifty cents per seventy-five words for the second or subsequent insertion, and the Secretary of State shall provide the form of notice. For books and blanks and postage and express thereon; for Supervisors of Registration and for printing for general election, five hundred dollars.

(19) For insuring the Steward's Hall of the South Carolina College for five years, from 17th March, 1902, until 17th of March, 1907, one hundred and twenty dollars.

(20) To carry out the provisions of an Act "In relation to the enrollment by County and Township of citizens of South Carolina who rendered military or naval service to the Confederate States," approved — day of ———, 1902, eight hundred dollars.

(21) For the salary of two firemen, sixteen days in advance of the usual time of beginning work, thirty-seven and 12-100 dollars.

(22) That the sum of one hundred dollars be, and the same is hereby, appropriated to the equipment and furnishing of the South Carolina Room in the Confederate Museum at Richmond, Va., to be paid to Miss Mary Singleton Hampton, Regent South Carolina Room Confederate Museum, Richmond, Virginia.

Sec. 8. That the sum of two hundred and eighty-five thousand dollars, if so much be necessary, be, and the same is hereby, appropriated to pay the interest on the valid debt of the State which shall mature first day July, 1902, and on the first day of January, 1903, and for unpaid interest payable in prior years: *Provided*, That the payment by the State Treasurer of the semi-annual interest on the valid debt of the State which matured on the first day of January, 1902, be, and the same is hereby, confirmed and validated.

For the payment of past due interest likely to accrue on old bonds and stocks liable to be funded under the law of South Carolina, twenty thousand dollars, if so much be necessary. A. D. 1902.

(1) For the purpose of preserving the exhibits of a permanent character at the South Carolina Interstate and West Indian Exposition which may become the property of the State, as provided in Section 5 of an Act entitled "An Act to provide for a building and a State exhibit at the South Carolina Interstate and West Indian Exposition, and to make an appropriation for the same," approved February 8th, 1901, and such County exhibits as may be placed under the care of said Commission, so as to form an exhibit at the Louisiana Purchase Exposition in 1903, at St. Louis, Mo., twenty-five hundred dollars and any unexpended balance of the appropriation in said Act. Exhibits S. C. and W. I. Exposition.

For repairs to the boilers and heating apparatus, one thousand dollars; and the Secretary of State is hereby authorized and directed to secure proposals for the repair of the heating outfit of the State House and also for a new heating outfit for the same, and also the probable cost of a good system of ventilation for the same, and to report the said proposals and probable cost to the next session of the General Assembly. Repairs to heating apparatus.

(2) For the salaries of the Supervisors of Registration, twelve thousand three hundred dollars, if so much be necessary. Salaries supervisors of registration.

(3) Three hundred dollars for shelves in the State Library. Agricultural Society.

(4) That the sum of two thousand five hundred dollars is hereby appropriated as a loan to the Agricultural and Mechanical Society.

Sec. 9. That the amount specified in the preceding Sections of this Act for salaries and clerical services shall be paid in monthly installments, unless otherwise provided for, and shall be paid upon warrants of the Comptroller General on the application of the various officers entitled to the same: *Provided*, That the accounts and vouchers upon which the applications are made shall be filed with the Comptroller General before issuing his warrants on the State Treasurer for the same, and that for the purchase of stamps the Comptroller General is hereby authorized to issue his warrants to such officers. Salaries paid monthly.

(1) For salary of clerk employed for preserving historical records under the Act passed at this session, nine hundred dollars. Salary Clerk for preservation of records.

A. D. 1902.

Purchase of
copies of "Wo-
man's Book."
McCrary's
History.

(2) To pay for the copies of the Woman's Book authorized to be purchased by Act passed at this session, five hundred dollars.

(3) To pay for the volumes of McCrary's History of South Carolina authorized to be purchased by Act [passed] at this session, three hundred and fifty dollars.

Itemized ac-
counts.

Sec. 10. That the money hereinbefore set apart to be used as contingent funds and for other purposes, for the various offices of the State government, shall be duly accounted for, and such officers shall make a detailed statement of the disposition made thereof to the General Assembly at the next regular session: *Provided*, That no officer authorized to make contracts or draw funds from said appropriation shall expend or make contracts for expending more than has been specified for any purpose by this Act.

Required.

Sec. 11. That the Comptroller General shall not issue his warrant on the Treasurer in payment of any account, whether contingent, traveling expenses, stamps, or other appropriations, unless an itemized account is rendered.

Sec. 12. That this Act shall take effect from and immediately after its approval.

Sec. 13. That the appropriation herein made shall be paid from the usual income of the State, and any unexpended balances in the hands of the Treasurer not otherwise appropriated.

Sec. 14. That all Acts or parts of Acts inconsistent with the provisions of this Act be, and the same are hereby, repealed.

Approved the 22nd day of February, A. D. 1902.

No. 606.

AN ACT TO MAKE APPROPRIATIONS FOR THE PAYMENT OF THE PER DIEM, MILEAGE AND STATIONERY CERTIFICATES OF THE MEMBERS OF THE GENERAL ASSEMBLY, THE SALARIES OF THE SUBORDINATE OFFICERS AND EMPLOYEES THEREOF, AND OTHER PURPOSES HEREIN NAMED.

Appropriation
for legislative
expenses.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That the following sums, if so much be necessary, be, and the same are hereby, appropriated to meet

the expenses of the General Assmby at its regular session beginning the fourteenth day of January, 1902, to the close of the session, and for other purposes named herein, as is more specially indicated in the several succeeding Sections of this Act, that is to say:

A. D. 1902.

The Senate.

That the following sums, if so much be necessary, be, and the same are hereby, appropriated to pay the expenses of the Senate from the fourteenth day of January, 1902, to the close of the session, as follows: For the per diem at four dollars per day, mileage and stationery certificates of the members of the Senate, and the presiding officers thereof at eight dollars per day for the number of days respectively served by them, if so much be necessary, eight thousand dollars; for the pay of R. R. Hemphill, Clerk of the Senate, eight hundred dollars, and for the pay of R. M. McCowan, Assistant Clerk of the Senate, two hundred and fifty dollars; for the pay of E. S. Dingle, Journal Clerk of the Senate, one hundred and sixty dollars, and four dollars per day for the number of days he may be actually engaged in the work of the Senate after the adjournment thereof, not to exceed twenty days, said number of days of such engagement to be certified by the Journal Clerk; for the pay of W. H. Stewart, Reading Clerk of the Senate, two hundred and fifty dollars; for the pay of J. F. Schumpert, Sergeant-at-Arms of the Senate, two hundred dollars; for the pay of H. D. Butler, Bill Clerk of the Senate, one hundred and sixty dollars; for the pay of F. E. Holman, Clerk of the Judiciary Committee of the Senate, one hundred and sixty dollars; for the pay of J. F. Lyon, Clerk of the Finance Committee of the Senate, one hundred and sixty dollars; for the pay of W. B. Evans, Clerk of the Committees on Education, Incorporations and Railroads, one hundred and sixty dollars; for the pay of A. A. Glover, J. A. White and R. M. Floyd, Doorkeepers for the Senate, one hundred and twenty dollars each; for the pay of Muller Griffeth and Willie League, Pages of the Senate, eighty dollars each; for the pay of D. F. Denny, Keeper of the President's room, one hundred and twenty dollars; for the pay of W. B. Parks, Mail Carrier of the Senate, one hundred and twenty dollars; for the pay of N. O. Pyles, Assistant Mail Carrier of the Senate, forty dollars; for the pay of S. H. Zimmerman, Chaplain of the Senate, fifty

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dollars; for the pay of L. B. McCracken, Porter of the Senate, eighty dollars; for the pay of Albert Nance and Jack Pressley, laborers of the Senate, eighty dollars each; for the incidental and contingent fund of the Senate, forty-two hundred dollars, if so much be necessary, to be paid on certificate drawn by the President of the Senate and attested to by the Clerk of the Senate on accounts audited by the Committee on Contingent Accounts and passed by the Senate: *Provided*, No part of said contingent fund be used in giving extra pay to any of the employees of the Senate: *And provided, further*, That an itemized statement thereof be filed with the Comptroller General, and included in his report.

The House
of Representa-
tives.

Sec. 3. That the following sums, if so much be necessary, be, and the same are hereby, appropriated to pay the expenses of the House of Representatives from the fourteenth day of January, 1902, to the close of the session, as follows: For the per diem of four dollars per day, mileage and stationery certificates of the members of the House of Representatives, twenty-five thousand dollars; for the pay of Thomas C. Hamer, Clerk of the House of Representatives, eight hundred dollars; for the pay of J. W. Gibbes, Assistant Clerk of the House of Representatives, two hundred and fifty dollars; for the pay of W. E. Cook, Journal Clerk of the House of Representatives, one hundred and sixty dollars, and four dollars per day for the number of days he is actually engaged in the work of the House of Representatives after the adjournment thereof, not to exceed twenty days; said number of days of such engagement to be certified by said Journal Clerk; for the pay of J. S. Withers, Reading Clerk of the House of Representatives, two hundred and fifty dollars; for the pay of W. G. Hollis, Bill Clerk of the House of Representatives, one hundred and sixty dollars; for the pay of J. S. Wilson, Sergeant-at-Arms for the House of Representatives, two hundred dollars; for the pay of H. A. Moses, Clerk of the Committee of Ways and Means, one hundred and sixty dollars; for the pay of W. S. Nelson, Clerk of the Judiciary Committee of the House of Representatives, one hundred and sixty dollars; for the pay of Peter Sanders, J. C. Jennings and S. L. Roper, Doorkeepers of the House of Representatives, one hundred and twenty dollars each; for the pay of Calhoun, DeBruhl, Clark, Aldridch, Wells, Evans and C. J. Colcock, Jr., Pages of the House of Representatives, eighty

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dollars each; for the pay of J. N. Pearman, keeper of the Speaker's room, one hundred and twenty dollars, and twenty-five dollars for pay as acting Sergeant-at-Arms; for the pay of Jno. M. Sharp, Mail Carrier for the House of Representatives, one hundred and twenty dollars; for the pay of Rev. R. N. Pratt, Chaplain of the House of Representatives, fifty dollars; for the pay of West Oliphant, porter of the Judiciary Committee, eighty dollars; for the pay of Eli Goodwyn, porter of the Committee of Ways and Means, eighty dollars; for the pay of Callie Roland, Peter Harrison and Will Burton and Parnell Mehan, laborers of the House of Representatives, eighty dollars each; for the incidental and contingent fund of the House of Representatives, two thousand dollars, if so much be necessary, to be paid on certificates, drawn by the Speaker of the House of Representatives and attested by the Clerk of the House of Representatives, on account audited by the Committee on Contingent Accounts, and passed by the House of Representatives: *Provided*, That no part of said contingent fund be used to give extra pay to any of the employees of the House of Representatives: *And provided, further*, That an itemized statement thereof be filed with the Comptroller General, and included in his report: *Provided, further*, That the pay certificate of the late B. H. Theus be made payable to Mrs. B. H. Theus: *Provided, further*, That an amount, not exceeding fifty dollars, if so much be necessary, be paid out of the contingent fund of the House for the repair of the mace, and for procuring a suitable case for its safe keeping. Said work to be in charge of the Secretary of State.

Sec. 4. That the sum of forty-five hundred dollars, if so much be necessary, be, and the same is hereby, appropriated to pay the expenses of the Engrossing Department of the General Assembly from the fourteenth day of January, 1902, inclusive, to the close of the session, as follows:

For the pay of J. M. Johnson, J. K. Henry, J. S. Wilson, T. S. Sease, P. S. [T.] Hildebrand, James E. Davis, J. E. Boggs and J. W. Thurmond, Solicitors in the Engrossing Department, office of the Attorney General, each four dollars per day for each day while in actual attendance upon the session of the General Assembly.

For the pay of F. F. Covington, L. D. Shannon, Emma C. Melton, Julia P. [B.] Sparkman, Julia P. Tompkins, Elizabeth

Engrossing
Department.

A. D. 1902.

Alford, Adalize Thorn [Tompkins], Jessie Caughman, M. D. Davis, Helen Gantt, Daisy Green, A. Daly, Marion Godfrey, D. E. Wertz, J. E. Eargle, P. B. Parker, Irene Platt, W. W. Bradley, Lewis O'Brien, Alva K. Lorenze, C. W. Harley, H. B. Mitchell, S. K. McDonald, Clerks in the (Engrossing Department) office of the Attorney General, each four dollars per day for the time while actually employed: *Provided*, That before they shall be paid the Chief Clerk of the Engrossing Department shall certify that the number of days for which they are paid is correct, and that they were actually employed for that number of days in the Engrossing Department. To pay the mileage of the Circuit Solicitors as follows: J. S. Wilson, six and 10-100 dollars; J. M. Johnson, ten and 30-100 dollars; T. S. Sease, nine and 30-100 dollars; J. K. Henry, six and 70-100 dollars; Jas. E. Davis, eight dollars; J. W. Thurmond, six and 10-100; P. T. Hildebrand, five and 30-100 dollars; and J. E. Boggs, sixteen and 70-100 dollars. For the pay of James Brigman, porter of the Engrossing Department, eighty dollars; for the pay of N. O. Pyles, mail carrier to the Engrossing Department, eighty dollars; for the pay of Clayton Mosely, flag keeper, two dollars per day; for the pay of Calhoun Butler, Jim Kelley and Richard Gaillard, two dollars per day for each day of the session they were actually employed as special assistants to Keeper of the State House; Matilda Brown, janitress, forty dollars, the same to be paid as the salaries of other employees are paid; to pay the bill of the Columbia Book Co., for stationery for the Engrossing Department, twenty-five dollars and sixty cents.

Pay certifi-
cates.

Sec. 5. That the President of the Senate and the Speaker of the House of Representatives, respectively, shall furnish pay certificates for the amount of per diem and mileage due to each officer and employee of that branch of the General Assembly, to which such officer and employee shall respectively belong, signed by the respective officers and properly attested by the Clerks of each branch of the General Assembly.

Sec. 6. That this Act shall take effect from and immediately after its date of approval, and all Acts or parts of Acts inconsistent with the provisions of this Act be, and the same are hereby, for the purpose of this Act, repealed.

Approved the 22nd day of February, A. D. 1902.

No. 607.

A. D. 1902.

AN ACT TO AUTHORIZE THE COMMISSION APPOINTED FOR THE LIGHTING OF THE STATE'S PUBLIC BUILDINGS TO PAY OUT OF THE THIRTY THOUSAND DOLLARS APPROPRIATED BY "AN ACT TO PROVIDE FOR THE LIGHTING OF THE STATE HOUSE AND OTHER PUBLIC BUILDINGS," THE CONTRACTS MADE BY THEM WITH THE COLUMBIA WATER POWER COMPANY AND WITH CASSIDY & SONS MANUFACTURING COMPANY, AND TO HAVE WIRED THE PROFESSORS' RESIDENCES AND STUDENTS' DORMITORIES OF THE SOUTH CAROLINA COLLEGE.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: The Commission created under the Act entitled "An Act to provide for the lighting of the State House and other public buildings," approved 21st day of February, A. D., 1901, be, and they are hereby, authorized and empowered to extend and to pay the necessary amounts to carry out the contracts made by them with the Columbia Water Power Company, of date the 13th day of September, 1901, and with Cassidy & Son Manufacturing Company, of date the 27th day of November, 1901, out of the thirty thousand dollars appropriated by the Act above mentioned.

Sec. 2. That the said Commission shall contract for the wiring of the residences of the professors of the South Carolina College, and also for the wiring of the students' dormitories in that institution, and to pay for the same out of the appropriation set forth in Section 1 of this Act.

Approved he 11th day of February, 1902.

Lighting residences of professors and dormitories S. C. College.

A. D. 1902.

No. 608.

AN ACT TO AUTHORIZE THE CONSOLIDATION OR MERGER OF THE CAPITAL STOCKS, FRANCHISES AND PROPERTIES OF THE ASHEVILLE AND SPARTANBURG RAILROAD COMPANY, THE SOUTH CAROLINA AND GEORGIA RAILROAD COMPANY, THE SOUTH CAROLINA AND GEORGIA RAILROAD EXTENSION COMPANY AND THE CAROLINA MIDLAND RAILWAY COMPANY UNDER THE LAWS OF THIS STATE, AND TO AUTHORIZE AND EMPOWER SUCH CONSOLIDATED COMPANY TO MAKE A LEASE OF ITS RAILROADS, PROPERTIES AND FRANCHISES TO THE SOUTHERN RAILWAY COMPANY.

Consolidation
of railroads
authorized.

Rights and
liabilities of
consolidated
company.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That the Asheville and Spartanburg Railroad Company, the South Carolina and Georgia Railroad Company, the South Carolina and Georgia Railroad Extension Company, and the Carolina Midland Railway Company be, and hereby they are, authorized to consolidate their capital stocks, franchises and properties with each other under the laws of this State, upon the payment of the fees now required by law: Provided, That from and after such consolidation or merger, the consolidated company shall possess and may exercise all the rights, privileges and franchises and shall be subject to all the liabilities of the said several constituent companies, and of a railroad corporation organized and existing under the laws of the State of South Carolina, and shall be and remain subject to suit in the Courts of this State for all causes of action that may arise out of the operation of said lines of railroad, notwithstanding any lease of the same that may be herein authorized, and shall keep up and continue to operate in a safe and proper manner, all portions of the line of railroad of the said several constituent companies: Provided, further, That all judgments heretofore obtained or hereafter to be obtained against any of the several corporations herein consolidated shall be and constitute a lien upon the property, rights, franchises and privileges of the several corporations herein consolidated, and upon property substituted by the consolidated company or corporation, to the same extent and with the same priority that said judgments might or would have been if said consolidation had never taken place.

Sec. 2. The new company so formed by such consolidation may make a lease of its railroads, properties and franchises to the Southern Railway Company, and the Southern Railway Company, as lessee, may take hold and shall maintain and operate the same for such consideration and upon such terms as shall be prescribed in such lease, and shall be approved by the Board of Directors of the said two corporations and the holders of a majority of the capital stock of each of said corporations: *Provided*, That after such lease the said Southern Railroad Company shall be and remain subject to suit in the Courts in this State for all causes of action that may hereafter arise out of the operation of said lines of railroad as fully and effectually as the roads in said consolidation and lease were subject to suit in such Court.

A. D. 1902.

Leases by to
So. Ry. Co.Effect on
jurisdiction of
courts.

Sec. 3. All Acts and parts of Acts inconsistent with this Act, or any part thereof, are hereby repealed.

Approved the 19th day of February, A. D. 1902.

No. 609.

AN ACT TO EXTEND THE TIME FOR THE PAYMENT OF TAXES, LEVIED AND ASSESSED, OR ATTEMPTED TO BE LEVIED AND ASSESSED, FOR THE FISCAL YEAR 1901, TO PAY JUDGMENTS OBTAINED AND ENTERED UP ON TOWNSHIP BONDS, ISSUED IN AID OF RAILROADS, AND INTEREST AND PRINCIPAL OF SUCH BONDS NOT REDUCED TO JUDGMENT, WHERE THE RAILROAD HAS NOT BEEN COMPLETED THROUGH THE TOWNSHIP AS PROJECTED, TO MARCH FIRST, 1903, WITHOUT PENALTY.

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the time for the payment of taxes levied and assessed, or attempted to be levied and assessed, for the fiscal year 1901, for the purpose of paying judgments obtained and entered up on township bonds issued in aid of railroads not completed through the township as projected, and also taxes levied and assessed for the purpose of paying interest and principal on township bonds not reduced to judgment, issued in aid of railroads not completed through

Time for pay-
ment of taxes
extended to
March 31st,
1902.

A. D. 1902.

the township as projected, be, and the same is hereby, extended without penalty to the first of March, 1903: *Provided*, That this Act shall not be construed as expressly or impliedly admitting that said bonds are valid.

Approved the 20th day of February, A. D. 1902.

No. 610.

AN ACT TO AUTHORIZE THE REGENTS OF THE STATE HOSPITAL FOR THE INSANE TO CLOSE UP A PART OF THE EXTENSION OF BARNWELL STREET AND A PART OF THE EXTENSION OF ELMWOOD AVENUE, IN THE CITY OF COLUMBIA, AND TO EXTEND LUMBER STREET.

Extension of
Barnwell st.
and Elmwood
av., Columbia,
may be closed
etc.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That the Regents of the State Hospital for the Insane are authorized to close up and use so much of the extension of Barnwell street to Elmwood avenue, and the extension of Elmwood avenue to Gregg street, in the City of Columbia, as adjoins the Jones property, so as to better secure the privacy of the institution: *Provided*, That before the closing up of said parts of streets the Regents of the State Hospital for the Insane shall open up and extend Lumber street, for its full width, for the use of the public, in an easterly direction, to Gregg street; and shall also provide a good and sufficient road, for the use of the public, connecting the eastern terminus of Lumber street, so extended, with Gregg street: *And provided, further*, That the Regents of the State Hospital for the Insane shall put in good condition Gregg street between Lumber street and the extension of Elmwood avenue.

Approved the 26th day of February, A. D. 1902.

No. 611.

A. D. 1902.

AN ACT TO PROVIDE FOR THE PRESERVATION OF VALUABLE
HISTORICAL DOCUMENTS AND PAPERS OF THE STATE OF
SOUTH CAROLINA.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That the Secretary of State is hereby directed to index and arrange for preservation all loose papers, documents or other manuscript records, in or about the State House, of historical value or interest; and he is hereby authorized and directed to take charge of any papers or documents of a purely historical nature in any of the offices of the State House.

Indexing and
preserving His-
torical records.

Sec. 2. The Secretary of State is further directed and required to set apart a room or rooms in the State House in which he shall place all such papers or documents that he shall assume charge of hereunder. He shall place therein the colonial records of the State which were copied by direction of the Historical Commission; the Indian records; marriage settlements; miscellaneous records; nullification records; secession records; reconstruction records; Revolutionary rolls; the original ordinances of secession and nullification, and any other manuscript volumes or documents which he shall determine to be of purely historical interest or value.

Secretary of
State to have
charge.

Sec. 3. When deposited, as required herein, all loose documents and manuscripts shall be catalogued, indexed or arranged so that historians, writing or studying the history of the local communities or Counties of the State, can consult them, and matters of general interest or importance shall be arranged by subjects; so that they can be consulted by parties studying these subjects. When so arranged, these documents, records and papers shall be kept subject to examination by historians, under such restrictions as the Secretary of State shall impose, and he is authorized to charge such reasonable fees for inspection or copying such records as he may require.

Arrangement
of.

Sec. 4. For the purpose of carrying this Act into effect, the Secretary of State is authorized to employ such a competent man as he shall see fit to investigate the matter and perform the works required by this Act, who shall receive a salary of seventy-five dollars per month, for a period not exceeding the

Employment
of clerk.

A. D. 1602.

meeting of the next General Assembly, to which he shall report the condition of the records and amount of work accomplished. "And there is hereby appropriated the sum of one thousand dollars for the purpose of providing suitable cases and receptacles for the preservation of the said documents and papers."

Approved the 27th day of February, A. D. 1902.

No. 612.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO GRANT CERTAIN POWERS TO THE BISHOP AND STANDING COMMITTEE OF THE PROTESTANT EPISCOPAL CHURCH FOR THE DIOCESE OF SOUTH CAROLINA," APPROVED FEBRUARY 20TH, 1880, AND TO SUBSTITUTE IN THEIR PLACE ANOTHER BOARD OF TRUSTEES.

Powers bishop and standing committee of Protestant Episcopal Church amended.

Whereas, in and by an Act entitled "An Act to grant certain powers to the Bishop and Standing Committee of the Diocese of South Carolina," approved February 20th, 1880, the Bishop and members of the Standing Committee for the time being of the Protestant Episcopal Church for the Diocese of South Carolina and their successors in office and were appointed Trustees for the purpose of holding in trust any property heretofore given or acquired for objects connected with said church in said Diocese, other than that held by other corporations, and also for all property belonging to any of the corporations or churches or dormant parishes formerly connected with said church, but which may have ceased to have active operations and also of any property then or thereafter belonging to other churches or corporations which might desire to surrender or convey the same same to the said Trustees, or whose charter of incorporation might have expired.

And whereas, the said Bishop and members of the Standing Committee of the Diocese of the said church, at the request of the Council or Convention thereof, have memorialized the General Assembly to be relieved of the trust aforesaid and to substitute other Trustees in their place and stead.

Board of Trustees.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That the Bishop and members of the

Standing Committee of the said Diocese of the said church constituting under the Act aforesaid Trustees as aforesaid shall upon the election and organization of the Board of Trustees hereafter provided be relieved of and from the said trusts, and upon their accounting for the properties in their hands and transferring and turning over the same to the Trustees hereinafter provided, be discharged and exonerated therefrom.

A. D. 1902.

Sec. 2. That a Board of Trustees is hereby incorporated to be known as "The Trustees of the Protestant Episcopal Church in South Carolina," which Board shall be constituted of not more than nine nor less than five members to be elected at the annual Council in and for the said church in the said Diocese in accordance with such canon or canons as by such Trustees may from time to time be adopted.

Corporate
name

Sec. 3. That the Trustees herein provided for and incorporated and their successors in office are hereby constituted such Trustees for the purpose of holding any and all property heretofore given to or acquired by the Bishop and members of the Standing Committee as Trustees under the Act aforesaid, of which this Act is amendatory, which may be transferred and turned over to them by said Trustees under this Act; and also for the purpose of receiving and holding any property heretofore or now held by any other corporation which may desire to surrender the same and shall voluntarily do so, and for the purpose also of receiving and holding any other property which may be given to them by will, donation, surrender or otherwise: *Provided, however,* And it is expressly declared to be the intention of this Act that the said Trustees shall receive and hold any and all property which may come into their hands under this Act upon the terms, conditions and trusts, and for the exclusive purpose of the gift, donation, contribution, or testamentary devise upon which each such piece of property was originally given, contributed, bequeathed or devised.

Powers of
Trustees, suc-
cession.

Sec. 4. That the said Trustees constituted under this Act are hereby incorporated as a body politic by the name aforesaid, with all the powers of a corporate body, and may from time to time make such rules and by-laws for their government and for the management of the property under their charge as shall be approved by a majority of said Trustees.

By-laws, &c.

A. D. 1902.

Reports by.

Sec. 5. The Trustees hereinbefore provided for and incorporated shall report annually to the Council or Convention of the Episcopal Church in the Diocese of South Carolina a full and accurate statement of the funds and properties in their hands and of their investments thereof, also of their actings and doings as such Trustees.

Approved the 20th day of February, A. D. 1902.

No. 613.

AN ACT TO ALLOW THE COUNTY TREASURER OF ABBEVILLE COUNTY TO BORROW MONEY FOR SCHOOL PURPOSES, AND TO ALLOW THE COMMISSIONERS OF THE SINKING FUND TO LEND THE SAME.

Loan authorized for school purposes.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That the County Treasurer of Abbeville County, be, and hereby is, authorized and directed to borrow, from time to time as may be necessary, on his official note or notes or other similar official evidences of indebtedness, a sum or sums of money not exceeding ten thousand dollars in all, on the lowest rate of interest offered, not exceeding seven per cent. per annum, for the purpose of paying salaries of the teachers in the free public schools in said County, not including the School District of the town of Abbeville, and the said Treasurer is authorized to pledge for security such borrowed moneys the taxes levied for such purpose; and the Commissioners of the Sinking Fund, in their discretion, shall be allowed to lend to the County Treasurer said sum of ten thousand dollars herein authorized to be borrowed for school purposes, at a rate of five per cent. per annum interest, should they be so advised.

Approved the 25th day of February, A. D. 1902.

No. 614.A. D. 1902.


AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND AN ACT ENTITLED AN ACT TO AUTHORIZE THE CITY COUNCIL OF ANDERSON TO ISSUE BONDS IN AID OF AN ADDITIONAL SUBSCRIPTION TO THE CAPITAL STOCK OF THE SAVANNAH VALLEY RAILROAD, TO VALIDATE THE CITY ORDINANCE AND ELECTION AUTHORIZING THE SAME, AND TO AUTHORIZE A CONSOLIDATION OF SAID BONDS WITH FORMER ISSUE OF BONDS FOR THE SAME PURPOSE," APPROVED DECEMBER 24TH, 1884.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That an Act entitled "An Act to amend an Act entitled "An Act to authorize the City Council of Anderson to issue bonds in aid of an additional subscription to the capital stock of the Savannah Valley Railroad, to validate the city ordinance and election authorizing the same, and to authorize a consolidation of said bonds with former issue of bonds for the same purpose," approved December 24, 1884," approved 19th day of February, 1898, be, and the same is hereby, amended by striking out the words, "the sum of one hundred thousand dollars," occurring on the last two lines thereof, as published in the Statutes at Large of 1898, page 866, No. 533, and inserting in lieu and stead thereof the following words, to wit: "Eight per centum of the assessed value of the taxable property therein;" so that the same shall read as follows: It shall be lawful for the City Council of said city of Anderson, South Carolina, to incur an additional bonded debt for such purposes and in such manner as may now or hereafter be provided by law for municipal corporations: *Provided*, That the aggregate amount of bonded indebtedness of said city of Anderson shall in no case exceed eight per centum of the assessed value of the taxable property therein.

Sec. 2. That all Acts or parts of Acts in conflict with this Act, be, and the same are hereby, repealed.

Approved the 11th day of February, A. D. 1902.

Railroad
bonds city of
Anderson, Act
authorizing
amended. 1884
XVIII, 756.

A. D. 1902.

No. 615.

AN ACT TO RATIFY, CONFIRM AND MAKE VALID, EFFECTUAL AND BINDING AN ORDINANCE OF THE CITY OF ANDERSON ENTITLED "AN ORDINANCE PROVIDING FOR THE HOLDING OF A SPECIAL ELECTION IN THE CITY OF ANDERSON ON THE QUESTION OF ISSUING THE BONDS OF SAID CITY FOR THE ESTABLISHMENT OF A SYSTEM OF SEWERAGE, IMPROVEMENT OF THE SIDEWALKS AND STREETS AND OTHER PUBLIC PLACES, AND FOR THE REFUNDING OF OUTSTANDING BONDS," ADOPTED ON THE 11TH DAY OF JANUARY, 1902, AND THE ELECTION HELD THEREUNDER ON THE 7TH DAY OF FEBRUARY, 1902, AND DECLARING THE BONDS TO BE ISSUED IN PURSUANCE THEREOF TO BE VALID, LAWFUL AND BINDING OBLIGATIONS UPON SAID CITY IN SO FAR AS SAID ORDINANCE AND ELECTION ARE CONCERNED.

Ordinance of city of Anderson, providing for special election as to issuance of bonds for municipal improvements validated.

Whereas, in pursuance of a petition signed by a majority of the freeholders of the city of Anderson, South Carolina, as shown by its tax books, praying the City Council of Anderson to order a special election in said city for the purpose of issuing bonds of the said city of Anderson for the purpose of establishing a system of sewerage in said city, and for the improvement of the sidewalks and streets and other public places in said city, and for the refunding of such outstanding bonds of said city as said City Council might be able advantageously to do in the public interest, the said City Council of Anderson did, on the 11th day of January, 1902, adopt an ordinance entitled "An ordinance providing for the holding of a special election in the city of Anderson on the question of issuing the bonds of said city for the establishment of a system of sewerage, improvement of the sidewalks and streets and other public places, and for the refunding of outstanding bonds;" and whereas, at the election held in pursuance of said ordinance in said city on the 7th day of February, 1902, a large majority of the votes cast at said election was in favor of the issuance of said bonds; and whereas, all laws in regard thereunto have been fully complied with; now, therefore,

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That the ordinance adopted by the City Council of Anderson as hereinabove referred to and de-

scribed, and the election held thereunder on the said seventh day of February, 1902, be, and the same hereby are, ratified, confirmed and made valid, effectual and binding, and that any and all bonds that may be issued by the City Council of Anderson in pursuance thereof are hereby declared to be valid, lawful and binding obligations of and upon the said the city of Anderson, in so far as the said ordinance and election held thereunder are concerned.

A. D. 1902.

Approved the 25th day of February, A. D. 1902.

No. 616.

AN ACT TO RATIFY, CONFIRM AND MAKE VALID, EFFECTUAL AND BINDING, AN "ORDINANCE OF THE CITY OF ANDERSON ENTITLED "AN ORDINANCE PROVIDING FOR THE HOLDING OF A SPECIAL ELECTION IN THE CITY OF ANDERSON ON THE QUESTION OF AMENDING SECTION 18 OF THE CHARTER OF THE CITY OF ANDERSON," ADOPTED ON THE 11TH DAY OF JANUARY, 1902, AND THE ELECTION HELD THEREUNDER, AND DECLARING THE PROPOSED AMENDMENT TO BE ADOPTED, IN SO FAR AS SAID ORDINANCE AND ELECTION ARE CONCERNED.

Whereas, in pursuance of a petition signed by a majority of the freeholders of the city of Anderson, South Carolina, as shown by its tax books, praying the City Council of Anderson to order an election on the following proposed amendment to Section 18 of an Act of the General Assembly of the State of South Carolina entitled "An Act to incorporate the city of Anderson," approved the 9th day of February, 1882, as amended by an Act of the General Assembly of the State of South Carolina entitled "An Act to amend an Act entitled 'An Act to incorporate the city of Anderson,' approved the 9th day of February, 1882," approved the 24th day of December, 1884, appearing in volume 18 of the Statutes of South Carolina, at page 814: Strike out the words "*Provided*, The bonded debt so incurred shall not at any time exceed the sum of fifty thousand dollars," and insert in lieu and stead thereof the words: "*Provided*, The bonded debt of the city of Anderson, S. C., shall never exceed eight

A. D. 1902.

per centum of the assessed value of the taxable property therein," the said City Council of Anderson did, on the 11th day of January, 1902, adopt an ordinance entitled "An ordinance providing for the holding of a special election in the city of Anderson on the question of amending Section 18 of the charter of the city of Anderson;" and whereas, at the election held in pursuance of said ordinance in said city on the 7th day of February, 1902, a large majority of the votes cast at said election were in favor of the said proposed amendment; and whereas, all laws in regard thereunto have been fully complied with; now, therefore,

Amendment
to Sec. 18,
charter city of
Anderson,
XVIII Stats,
814.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That the ordinance adopted by the City Council of Anderson, as hereinabove referred to and described, and the election held thereunder on the 7th day of February, 1902, be, and the same hereby are, ratified, confirmed and made valid, effectual and binding, and the said proposed amendment to Section 18 of the charter of the city of Anderson is hereby declared to be adopted in so far as the said ordinance and election held thereunder are concerned.

Approved the 25th day of February, A. D. 1902.

No. 617.

AN ACT TO EXEMPT THE COUNTIES OF KERSHAW, LANCASTER AND ABBEVILLE AND MARLBORO FROM THE OPERATION OF AN ACT APPROVED THE 2ND DAY OF MARCH, A. D. 1897, ENTITLED "AN ACT TO REQUIRE CERTAIN OFFICERS TO KEEP AN ITEMIZED ACCOUNT OF THEIR INCOME BY VIRTUE OF THEIR OFFICE, AND TO REQUIRE THEM TO MAKE ANNUAL REPORT OF THE SAME TO THE COUNTY SUPERVISOR," AND ACTS AMENDATORY THEREOF.

Abbeville,
Kershaw, Lan-
caster and
Marlboro ex-
empted from
operation of
Civil Code,
Secs. 611 and
612, requiring
County officers
to keep itemiz-
ed statements
of their in-
come.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That the Counties of Kershaw, Lancaster and Abbeville and Marlboro be, and the same is hereby, exempted from the operation of an Act approved the 2nd day of March, A. D. 1897, entitled "An Act to require certain officers to keep an itemized account of their income by virtue of their

office, and to require them to make annual report of the same to the County Supervisor," and all Acts amendatory thereof; and that the County officers of said County be not required to keep the accounts and make the reports provided for in said Acts.

A. D. 1902.

Approved the 27th day of February, A. D. 1902.

No. 618.

AN ACT TO REPEAL THE PROVISIONS OF SECTION 21 OF AN ACT ENTITLED "AN ACT RELATING TO ROADS AND HIGHWAYS IN THE COUNTY OF BARNWELL," APPROVED THE 5TH DAY OF JANUARY, A. D. 1895; SO FAR AS SAID ACT AFFECTS BAMBERG COUNTY.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That from and after the passage of this Act that Section twenty-one of an Act entitled "An Act relating to roads and highways in the County of Barnwell, [""] be, and the same is hereby, repealed; so far as it affects Bamberg County.

Payment of road overseers. 1894. XXI. 961. Sec. 18 repealed as to Bamberg County.

Sec. 2. That all Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved the 20th day of February, A. D. 1902.

No. 619.

AN ACT PROVIDING FOR THE ELECTION OF A BOARD OF TRUSTEES FOR SCHOOL DISTRICT NO. 10 OF CHEROKEE COUNTY.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That at the next regular election for Mayor and Aldermen in the city of Gaffney, and at each succeeding municipal election, there shall be elected by the qualified voters of said School District seven Trustees, one from each ward of said city, and one at large. That the Trustee to be elected at large shall be voted for by all the qualified electors of said School District, and shall hold his office for the term of

Election of Trustees school district No. 10, Cherokee Co., city of Gaffney.

A. D. 1902.

Elected from
wards.Organization,
terms, &c.

Vacancies.

two years, and until his successor is elected and qualified, except as hereinafter provided. That one Trustee shall be elected from each of the six wards of said city, by the qualified electors of the respective wards, who shall each hold his office for the term of two years, and until his successor is elected and qualified, except as hereinafter provided. That every qualified elector residing in said School District shall be entitled to vote for Trustees in the ward nearest his place of residence, and shall be eligible to be elected as a Trustee from the ward in which he is entitled to vote, or shall be eligible to be elected as a Trustee at large.

Sec. 2. That the trustees so elected shall meet and organize by electing one of their number chairman and one as clerk, and when so organized shall draw lots for three of their number to serve for two years and four for four years and until their successors are elected and qualified. That at the next regular election for Mayor and Aldermen thereafter there shall be elected three Trustees, and at the next election thereafter there shall be elected four Trustees, and so on alternately as their respective terms of office expire.

Sec. 3. The Board of Trustees shall have power to fill all vacancies in said Board caused by death, resignation, removal, or otherwise, until the next regular election provided for in this Act.

Sec. 4. This Act shall take effect upon its approval and all Acts or parts of Acts inconsistent with this Act are hereby repealed.

Approved the 27th day of February, A. D. 1902.

No. 620.

AN ACT TO AUTHORIZE THE SALE OR EXCHANGE OF CERTAIN RAILROAD STOCKS AND BONDS BY THE COUNTY BOARD OF COMMISSIONERS OF CHESTERFIELD COUNTY, AND TO DIRECT THE DISPOSITION OF THE PROCEEDS.

Commission-
ers of Chester-
field Co. may
sell certain R.
R. stock.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That the County Board of Commissioners of Chesterfield County shall have the power, and are hereby authorized, to sell upon the most advantageous terms to said County, the stock which said County owns in the Seaboard

Air Line Railway and in the Chesterfield and Lancaster Railroad Company; also any stock which said County may own in last named company, as the same may be issued from time to time under any Act or Acts of the General Assembly heretofore passed authorizing such issue of stock. A. D. 1902.

Sec. 2. That the said County Board of Commissioners shall also have the power to exchange any or all of said stock for first mortgage bonds of the Chesterfield and Lancaster Railroad Company, at a ratio of not more than three dollars of stock to one of first mortgage bonds, and may sell the bonds thus acquired, if in their judgment they can do so advantageously to said County. Or exchange for bonds.

Sec. 3. That from the cash derived from the sale of said stocks and bonds, or any thereof, the said Commissioners shall pay up and retire the County bonds of said County issued in the aid of the Cheraw and Chester Narrow Gauge Railroad Company, provided the same may be bought at par; if not so bought, the whole of said cash, or any surplus after the purchase of the said last named bonds, shall be turned into the County treasury for ordinary County purposes. Disposition of proceeds of sale.

Sec. 4. If said Commissioners acquire bonds of the Chesterfield and Lancaster Railroad Company, and do not sell the same, they shall collect the coupons as they fall due from time to time, and apply the proceeds to the payment of the interest on the bonded debt of the County. Disposition of interest.

Sec. 5. That all Acts and parts of Acts inconsistent with this Act are hereby repealed.

Approved the 11th day of February, A. D. 1902.

No. 621.

AN ACT TO AUTHORIZE THE CHESTERFIELD AND LANCASTER RAILROAD COMPANY TO CHANGE THE LOCATION OF ITS TRACK IN CERTAIN PARTICULARS.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That the Chesterfield and Lancaster Railroad Company shall have the right to change the location of its track so as to go direct to the corporate limits of the town of Cheraw instead of to its present junction. Chesterfield and Lancaster R. R. Co., may change location of track.

Approved the 11th day of February, A. D. 1902.

A. D. 1902.

No. 622.

AN ACT TO RATIFY AND CONFIRM THE SALE OF CERTAIN PARTS OF THE CATAWBA CANAL MADE BY THE SINKING FUND COMMISSION TO JAMES Q. DAVIS, AND TO VEST ALL OF THE TITLE AND INTEREST OF THE STATE THEREIN IN THE SAID JAMES Q. DAVIS AND HIS HEIRS AND ASSIGNS.

Sale of Catawba canal confirmed.

Whereas, the Sinking Fund Commission, on or about the fourth day of January, 1900, did sell and convey unto James Q. Davis, his heirs and assigns, all of the right, title, interest and estate of the State of South Carolina in and to the Catawba Canal, on Catawba River, in the Counties of Chester and Fairfield, except that portion of said canal that was constructed over lands now owned by Mrs. Susan A. Boylston, upon certain conditions, which are fully set forth in the deed made by the said Sinking Fund Commission, a copy of which is now on file in the office of the Secretary of State; and, whereas, it is desired that the action and deed of the said Sinking Fund Commission be ratified and confirmed, and that all of the right, title, interest and estate of the State of South Carolina in and to said portions of said canal, set forth in said deed, be vested in the said purchaser, subject to the conditions set forth in said deed; now, therefore,

Vested in fee in James Q. Davis.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That the sale of certain portions of the Catawba Canal, on Catawba River, in the Counties of Chester and Fairfield, made by the Sinking Fund Commission to James Q. Davis, his heirs and assigns, and the deed thereto be, and the same is hereby, ratified and confirmed; and all of the right, title, interest and estate heretofore reserved and owned by the State of South Carolina in and to those parts of said canal, mentioned and described in said deed, be, and the same hereby are, vested in the said James Q. Davis, his heirs and assigns, subject, however, to the performance of all the conditions set forth and stipulated in said deed.

Approved the 27th day of February, A. D. 1902.

No. 623.

A. D. 1902.

AN ACT (WITH A PETITION) TO AMEND AN ACT ENTITLED AN ACT TO PROVIDE FOR THE KEEPING UP THE FENCES IN CERTAIN TERRITORY IN DOUGLASS TOWNSHIP IN CLARENDON COUNTY, NOW EXEMPT FROM THE GENERAL STOCK LAW, APPROVED 9TH MARCH, 1896, SO AS TO PROVIDE A PENALTY FOR INJURY TO THE PASTURE FENCE.

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: That an Act entitled "An Act to provide for the keeping up the fences in certain territory in Douglass Township, in Clarendon County, now exempt from the general stock law, approved 9th March, 1896," be amended by adding the following as Section 4 of said Act:

Section 4. That any person who throws down and leaves down, injures, removes or destroys wilfully any part of the said pasture fence, shall, on conviction, be deemed guilty of a misdemeanor, and shall be subject to a fine not exceeding one hundred dollars, or to imprisonment not exceeding thirty days.

Approved the 25th day of February, A. D. 1902.

No. 624.

AN ACT TO INCREASE THE SALARY OF THE MAGISTRATE AND OF HIS CONSTABLE AT ST. PAUL, IN CLARENDON COUNTY.

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: That on and after the approval of this Act the Magistrate at St. Paul, in Clarendon County, shall receive an annual salary of one hundred and seventy-five dollars, and his Constable shall receive an annual salary of one hundred dollars.

Approved the 25th day of February, A. D. 1902.

A. D. 1902.

No. 625.

AN ACT TO INCORPORATE THE "CHARLESTON UNION STATION COMPANY."

Whereas a Concurrent Resolution allowing this Bill to be introduced has been passed by a two-thirds vote of each House, as required by the Constitution; now,

Charleston
Union Station
Co., incorpor-
ated.

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: That R. G. Erwin, Samuel Spencer, H. Walters, A. B. Andrews, C. S. Gadsden and W. G. Elliott, and such others as now are or may hereafter be associated with them, and their successors, be, and they hereby are constituted a body politic and corporate by the name and style of "Charleston Union Station Company" for the purpose of constructing, maintaining and operating a Union Passenger Station in the City of Charleston, South Carolina, and to that end to acquire by purchase, lease, condemnation as hereinafter provided, or otherwise, any and all property that may be necessary for the construction, maintenance and operation thereof in said city, and by such name to have all the general powers, and be subject to all the general restrictions, given and imposed by the laws of this State upon railroad corporations.

Capital stock.

Sec. 2. That the capital stock of said company shall not be less than fifty thousand dollars, nor more than two hundred and fifty thousand dollars, and shall be divided into shares of the par value of one hundred dollars each; that the said company may be organized and commence business when the sum of fifty thousand dollars has been subscribed to its capital stock; and the same may be increased from time to time by the stockholders of said company at any meeting thereof, to any amount not exceeding the sum of two hundred and fifty thousand dollars.

Powers.

Sec. 3. That said company shall have the power to acquire within the City of Charleston, and the County of Charleston, South Carolina, such real estate as may be necessary on which to construct, maintain, and operate a union passenger station, comprising passenger depots, office buildings, sheds, storage rooms and yards; also main and side tracks, switches, cross-overs, turnouts, bridges and other terminal railroad facilities, appurtenances and accommodations, suitable in size, location

and manner of construction, to perform promptly and efficiently the work of receiving, delivering and transferring all passengers, baggage, and mail and express matter of railroad companies using the said station; and shall also have the power of contracting with any or all railroad companies entering the City of Charleston, by lease or otherwise, for the use by said railroad companies of such union station, and all terminal facilities connected therewith. Said corporation shall have power to acquire by purchase, lease, or assignment of lease, such real estate as may be necessary for the purposes of its incorporation, and it shall also have power to acquire for said purposes land or easements therein by condemnation, and shall be entitled to all the rights and privileges embraced in Section 1743 to 1755 of the Revised Statutes of South Carolina of 1893, and all Acts amendatory thereof.

A. D. 1902.

Sec. 4. That whenever it may be necessary in order to enable said corporation to acquire and construct proper railroad facilities in said City of Charleston, South Carolina, or to connect such facilities with the tracks of any railroad company with which said corporation may have contracted to furnish such facilities, said corporation, with the consent of the proper authorities of the said City of Charleston, shall have the right to lay and operate a railroad track or tracks, a bridge or bridges, across, along or over, or under such of the streets of the City of Charleston as may be necessary for that purpose, and said corporation may, also, with such consent, construct such passenger station across or along, over or under, any such street, where it shall be necessary in order to furnish proper railroad terminal facilities in said city; but no street of said city shall be obstructed or interfered with until the consent of the proper authorities of said city shall have been first obtained.

To construct
and operate
railroad tracks.

Sec. 5. That as hereinbefore provided, the said corporation may contract by lease or otherwise, with any railroad company or companies for the use of its passenger depot or station, and its other terminal facilities, or any part thereof; and any railroad company whose railroad enters the City of Charleston, shall have the right to lease from the said corporation the said passenger depot or station, or any part thereof, or to contract for the use of the same, such lease or contract to be made for such time and upon such terms as may be agreed upon by the

May lease
same.

A. D. 1902.

Railroad
companies may
hold stock in.News stands
restaurants, &cIssuance of
bonds.

parties thereto; and such railroad company or companies shall have the right, severally or jointly, or jointly and severally, to guarantee the principal and interest of such bonds as may be issued by the Charleston Union Station Company, and may in like manner guarantee the performance of any other contract whatsoever that such Union Station Company may make in regard to its corporate business; and any such railroad company or companies shall have the right to subscribe to, hold and dispose of, shares of the capital stock of the said Charleston Union Station Company, or the bonds which may be issued by it.

Sec. 6. The said Charleston Union Station Company shall have the right to maintain restaurants, news stands, telegraph and telephone offices, and such other appurtenances as are generally incidental to a union passenger station, or to sell or lease such rights to others.

Sec. 7. Said corporation shall have the right to issue, negotiate and sell its bonds, either coupon or registered to such an amount or amounts as it may deem necessary, not to exceed the sum of two hundred and fifty thousand dollars, and to cause the same to be secured, by one or more mortgages or deeds of trust, conveying all of its property, rights, privileges and franchises to such trustee or trustees, and on such terms and conditions as it may deem proper.

Sec. 8. This Act shall take effect from and after its approval.

Approved the 20th day of February, A. D. 1902.

No. 626.

AN ACT TO EMPOWER THE CHARLESTON, SUBURBAN AND SUMMERVILLE RAILWAY COMPANY TO CONSTRUCT TWO BRIDGES ACROSS THE ASHLEY RIVER.

Toll bridges
across Ashley
river.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That the corporation known as Charleston, Suburban and Summerville Railway Company be, and the same is hereby, authorized and empowered to construct and maintain two toll bridges across the Ashley River, in the Counties of Charleston and Dorchester in the State aforesaid: one of said bridges to extend from a site on the east bank of the

Ashley River, at or near the northern limits of the City of Charleston, across to the opposite shore; the other of said bridges to extend from the west to the east bank of the Ashley River, at a point relatively near and reasonably distant from what is now known as "Bacon's Bridge:" *Provided*, That said bridges be furnished with suitable draws, as required by law. A. D. 1902.

Sec. 2. That the said company be, and the same is hereby, authorized to collect toll for the use of said bridges: *Provided*, The same shall not exceed the rates now established by law.

Sec. 3. That this Act shall remain in force until repealed.

Approved the 26th day of February, A. D. 1902.

No. 627.

AN ACT TO PROVIDE FOR THE PURCHASE BY THE STATE OF FIFTY (50) COPIES OF EACH OF THE SECOND TWO VOLUMES OF THE HISTORY OF SOUTH CAROLINA BY EDWARD McCRA DY.

Whereas, by virtue of an under the Act approved 19th February, 1900, the State has purchased fifty copies of each of the first two volumes of the History of South Carolina by Edward McCrady:

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: That upon the delivery to the Secretary of State of fifty (50) copies of each of the second two volumes of the History of South Carolina by Edward McCrady, which cover the period of the Revolution, 1776 to 1783, published by the MacMillan Company of New York, the Comptroller General be, and is hereby, authorized to draw his warrant on the State Treasurer for the sum of three hundred and fifty dollars in favor of the Secretary of State, to be expended by him in the purchase of the said second two volumes. And the said second two volumes when so purchased, shall be placed, under the direction of the Secretary of State and the State Superintendent of Education, in the libraries and the public institutions and in the colleges of the State, male and female, in which are placed the said first two volumes.

Purchase of
50 copies His-
tory of S. C.
2 and 3 Vols.

A. D. 1902.

4th Vol.

Sec. 2. That the State Treasurer do pay the said sum hereby appropriated for the purchase of said second two volumes out of any funds in the treasury not otherwise specifically appropriated: *Provided*, The fourth volume is not ready for delivery upon the approval of this Act the Secretary of State shall pay one-half of the sum hereinbefore named for the third volume upon delivery, and the remainder for the fourth volume when delivered, and the Comptroller General shall draw his warrants accordingly.

Approved the 26th day of February, A. D. 1902.

No. 628.

AN ACT TO FIX THE SALARY OF THE CONSTABLE APPOINTED BY THE MAGISTRATE HOLDING HIS OFFICE AT WALTERBORO, IN COLLETON COUNTY.

Salary of
Magistrates
Constables at
Walterboro.
Civil Code Sec.
1917, amended.

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the Constable appointed by the Magistrate holding his Court at Walterboro, in Colleton County, shall receive an annual salary of one hundred and twenty-five dollars, in lieu of the salary now fixed by law.

Sec. 2. That all Acts and parts of Acts inconsistent with the provisions of this Act be, and the same are hereby, repealed.

Approved the 25th day of February, A. D. 1902.

No. 629.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AUTHORIZE AND EMPOWER THE COUNTY BOARD OF COMMISSIONERS OF COLLETON COUNTY, TO SELL THE COUNTY POOR HOUSE AND FARM, PROVIDED THE MONEY FROM SUCH SALE IS RE-INVESTED IN PROPERTY FOR SAME PURPOSE.

Reinvestment
of money from
sale of poor
farm.

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the County Board of Commissioners of the County of Colleton are hereby authorized and empowered to sell and convey upon such terms as in their

judgment they may deem best the poor house and farm owned by said County; provided the money realized from such sale be re-invested in other property for same purpose.

Approved the 20th day of February, A. D. 1902.

A. D. 1902.

No. 630.

AN ACT TO PROVIDE FOR AN ADDITIONAL MAGISTRATE IN COLLETON COUNTY, AND TO FIX HIS AND HIS CONSTABLE'S SALARY.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That the Governor do appoint an additional Magistrate in Colleton County, to reside at or near Osborne, in Adams Run Township, who shall receive an annual salary of sixty-five dollars; and he shall appoint a Constable, which Constable shall receive an annual salary of sixty-five dollars.

Magistrate at
Osborne in
Colleton Co.
Civil Code Sec.
1017 amended.

Approved the 25th day of February, A. D. 1902.

No. 631.

AN ACT TO AUTHORIZE AND EMPOWER THE TRUSTEES OF THE SCHOOL DISTRICT OF THE TOWN OF DARLINGTON TO ORDER AN ELECTION, AND TO ISSUE COUPON BONDS OF SAID SCHOOL DISTRICT FOR SCHOOL PURPOSES.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, that the Trustees of the School District of the Town of Darlington be, and they are hereby, authorized and empowered to issue and sell coupon bonds of said School District, payable to bearer, in such denominations, and in such an amount as they may deem necessary, not exceeding twenty thousand dollars, and bearing a rate of interest not exceeding five per centum per annum, payable annually or semi-annually, and at such times as they may deem best: *Provided*, That the question of issuing said bonds shall first be submitted to the qualified voters of said School District, at an election to

School Dis-
trict of town
of Darlington
to issue bonds.

A. D. 1902. be held to determine whether said bonds shall be issued or not, as hereinafter provided.

Election as to. *Sec. 2.* That the said Trustees shall appoint managers and order an election to be held in the Town of Darlington, in said School District, on the question of whether said bonds shall be issued or not, in which election only the qualified electors residing in said School District shall be allowed to vote, and said Trustees shall publish a notice, ordering said election, for not less than two weeks, in one or more of the newspapers published in the Town of Darlington, and said managers shall conduct, direct, and declare the result of said election and make returns thereof to said Trustees.

Ballots. *Sec. 3.* The said Trustees shall have printed for the use of voters in said election, two sets of ballots, which shall be placed at the voting place, on one set of which shall be printed the words, "For the issuing of bonds," and on the other set the words, "Against the issuing of bonds."

When issued. *Sec. 4.* If a majority of the votes cast at said election shall be for the issuing of bonds, the said Trustees may issue said bonds, which shall run for a period not to exceed thirty years, the proceeds of which shall be used for the purpose of erecting one or more school buildings for school purposes, and the said bonds and coupons of the same shall constitute a lien upon the property improved thereby. Upon the issuance of said bonds, or any part of the same, it shall be the duty of the County officers charged with the assessment and collection of taxes to levy and collect annually from all property, real and personal, within the limits of said School District, as taxes for State, County and school purposes are now levied and collected, a sum sufficient to pay the interest on said bonds, and the principal when due, and the coupons of said bonds shall be receivable for taxes or property within said district.

Tax levy for repayment. *Sec. 5.* That said bonds, and the coupons thereto attached, shall be signed by the Chairman and countersigned by the Secretary and Treasurer of the Board of Trustees of said School District: *Provided,* That the signatures of said officers may be lithographed upon the coupons attached to said bonds, and such lithographed signatures shall be a sufficient signing thereof.

How bonds shall be executed.

Approved the 20th day of February, A. D. 1902.

No. 632.

A. D. 1902.

AN ACT TO EXEMPT THE COUNTIES OF DARLINGTON AND CHESTERFIELD FROM THE OPERATION OF AN ACT ENTITLED "AN ACT TO PROVIDE FOR THE ELECTION OF PUBLIC COTTON WEIGHERS, AND TO PROVIDE FOR THEIR COMPENSATION."

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the Counties of Darlington and Chesterfield be, and are hereby, exempted from the operation of an Act entitled "An Act to provide for the election of Public Cotton Weighers, and to provide for their compensation," approved the 9th day of March, A. D. 1896, and from all Acts amendatory thereof: *Provided*, That in the said Counties of Darlington and Chesterfield no charge shall be made for weighing cotton except by agreement of the purchaser and seller.

Sec. 2. That all Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved the 20th day of February, A. D. 1902.

No. 633.

AN ACT TO AUTHORIZE AND EMPOWER THE SCHOOL TRUSTEES OF GEORGE SCHOOL DISTRICT, IN DORCHESTER COUNTY, TO CHARGE AND COLLECT A MATRICULATION FEE OF PUPILS ATTENDING THE ST. GEORGE'S GRADED SCHOOL.

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: That for the purpose of extending the length of the sessions of the St. George's Graded School, and of paying the debt upon the school building, the School Trustees of George District, number five, in Dorchester County, are authorized and empowered to charge and collect a matriculation fee not exceeding two dollars in each year of each scholar attending said school: *Provided, nevertheless*, That no child shall be debarred from attending said Graded School through the inability of his or her parents or guardian to pay said matriculation fee.

Approved the 25th day of February, A. D. 1902.

A. D. 1902.

No. 634.

AN ACT TO INCREASE THE SALARY OF THE MAGISTRATES AT ST. GEORGE AND SUMMERVILLE, IN DORCHESTER COUNTY.

Salaries mag-
istrates at St.
George and
Summerville.
Civil Code Sec.
amended.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That the salary of the Magistrates at St. George and Summerville, in Dorchester County, shall be one hundred and twenty-five dollars; and the Constables appointed by them shall receive one hundred and twenty-five dollars per annum.

Sec. 2. That this Act shall take effect immediately upon its approval by the Governor, and all Acts and parts of Acts inconsistent with this Act are hereby repealed.

Approved the 25th day of February, A. D. 1902.

No. 635.

AN ACT TO REPEAL AN ACT ENTITLED "AN ACT TO CREATE TWO SCHOOL DISTRICTS OF THOSE PORTIONS OF BERKELEY AND COLLETON COUNTIES RESPECTIVELY WITHIN THE CORPORATE LIMITS OF THE TOWN OF SUMMERVILLE. ["]]

Act as to
Summerville
school districts
1884. XVIII.
824.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That an Act entitled "An Act to create two school districts of those portions of Berkeley and Colleton Counties respectively, within the corporate limits of the Town of Summerville, approved December 24th, 1884, be, and the same is hereby, repealed.

Approved the 25th day of February, A. D. 1902.

No. 636.

AN ACT TO AMEND AN ACT INCORPORATING THE FREE SCHOOL IN SAINT GEORGE'S PARISH, DORCHESTER.

Whereas, by an Act of the General Assembly of the State of South Carolina, ratified the 13th day of December, A. D. 1817, it was enacted that the Commissioners for the time being of the free school in Saint George's, Dorchester, be authorized and empowered to remove the said free school from the village

of Dorchester in the Parish of Saint George's, Dorchester, to any other part of the said parish. A. D. 1802.

And whereas, the said Commissioners of the Dorchester free school, in pursuance of the powers by said statute given to them, removed the free school in Saint George's, Dorchester, from the village of Dorchester to that part of the then village of Summerville, which was then situated within the then Parish of Saint George, Dorchester.

And whereas, the Commissioners of the said free school, established in Saint George's, Dorchester, under and by virtue of the Act of incorporation, passed 9th April, A. D. 1734, have petitioned this General Assembly praying that they might be empowered to construct a school house from the funds in their hands in such part of the town of Summerville, adjacent to the old Parish of Saint George's, Dorchester, as may have formerly been within the then Parish of Saint James Goose Creek.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That the said Commissioners for the time being of the free school in Saint George's, Dorchester, be, and they are hereby, authorized and empowered out of the funds in their hands to construct a school house, or school building, the same to be located at any point the said Commissioners may find convenient in the town of Summerville, whether said point be within the lines of the old Parish of Saint George, Dorchester, or whether the same be within such part of the said town of Summerville, as was formerly within the lines of the old Parish of Saint James Goose Creek.

Free school
St. George's,
Dorchester, to
be in town of
Summerville.

Approved the 25th day of February, A. D. 1902.

No. 637.

AN ACT TO PROVIDE FOR THE TRANSFER OF CERTAIN RECORDS TO THE OFFICE OF PROBATE JUDGE OF DORCHESTER COUNTY.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That on and after the approval of this Act by the Governor, any person interested in any record, papers, documents, settlement sheets and cases, now on file or

Transfer of
copy records
from Berkeley
and Colleton
to office of
Probate Judge
in Dorchester.

A. D. 1902.

recorded in the office of the Probate Judge of Colleton County or in the office of the Probate Judge of Berkeley County, which are in reference to matters wholly within, or in reference to persons, parties or things now within, the territory of Dorchester County, shall be entitled to have copies of such records, cases, papers and documents transferred to the Probate Court and office of Dorchester County on the following terms: by paying to the Probate Judge of the County from which the transfer is sought to be made, one-half the usual fees for copies and for certificate under seal.

Sec. 2. It shall be the duty of the Probate Judge of the County from which the transfer is sought, to transmit to the Probate Judge of Dorchester County copies of all such papers, files and documents as are described in Section 1, and copies of such as are only recorded in books of his office containing other records, and to furnish such copies and certificates under seal so as to make as complete a record of the matters in question in the County of Dorchester as possible, and to charge therefor only as hereinbefore provided.

Approved the 20th day of February, A. D. 1902.

No. 638.

AN ACT TO VALIDATE THE ELECTIONS WHEREBY T. J. MURRAY, J. C. WAMER, D. D. DUKES AND L. E. PARLER WERE ELECTED WARDENS, AND F. V. APPLEBY ELECTED INTENDANT OF THE TOWN OF ST. GEORGE'S.

Whereas, the several elections under which T. J. Murray, J. C. Warner, D. D. Dukes and L. E. Parler were elected Wardens, and F. V. Appleby, Intendant, of the Town of St. George's, in Dorchester County, were irregular, it is apprehended; so, to relieve all doubt as to the legality of said persons as Wardens and Intendant of the said Town of St. George's; now, therefore,

Municipal
election in St.
George's vali-
dated.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That the elections whereby T. J. Murray, J. C. Warner, D. D. Dukes and L. E. Parler were elected Wardens of the Town of St. George's, and F. V. Apple-

by was elected Intendant of said town, be, and the same are hereby, validated and made legal; and the said T. J. Murray, J. C. Wamer, D. D. Dukes and L. E. Parler are hereby constituted and made the Wardens of the Town of St. George's aforesaid, and F. V. Appleby is hereby constituted and made the Intendant of the said Town of St. George's, with all the rights and powers that they would have had if elected strictly according to law to their respective positions; and the said persons shall hold the said positions for and during the term for which they were elected, and all acts done by them as such officers are validated and made legal.

A. D. 1902.

Approved the 20th day of February, A. D. 1902.

No. 639.

AN ACT TO ESTABLISH LINE BETWEEN CHARLESTON AND DORCHESTER COUNTIES FROM THE HEAD OF RANTOWLES CREEK TO THE ASHLEY RIVER.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That the County Boards of Commissioners for Dorchester and for Charleston Counties be, and are hereby, authorized and required within ninety days after the approval of this Act, to have the line surveyed by a joint survey and established between the Counties of Charleston and Dorchester, from the head of Rantowles Creek to the Ashley River, the expenses for said work to be paid share and share alike by the said Counties as ordinary claims against the said Counties respectively.

Survey of
line between
Dorchester and
Charleston
Counties.

Approved the 20th day of February, A. D. 1902.

No. 640.

AN ACT TO REPEAL AN ACT ENTITLED "AN ACT TO INCORPORATE THE AUGUSTA AND EDGEFIELD RAILROAD COMPANY," APPROVED DECEMBER 23D, A. D. 1884, AND ALL ACTS AMENDATORY THEREOF.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That an Act entitled "An Act to incorporate the Augusta and Edgefield Railroad Company," ap-

Charter of
Augusta and
Edgefield R.R.
Co. repealed.
1884. XVIII.
725.

A. D. 1802.

proved December 23d, A. D. 1884, and all Acts amendatory thereof, be, and the same are hereby, repealed.

Approved the 26th day of February, A. D. 1902.

No. 641.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF A NEW SCHOOL DISTRICT IN MOTT'S TOWNSHIP, IN FLORENCE COUNTY, TO BE KNOWN AS 'THE BEULAH SCHOOL DISTRICT,' AND TO AUTHORIZE THE LEVY AND COLLECTION OF A LOCAL TAX THEREIN," APPROVED DECEMBER 16, A. D. 1891.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That Section (4) of an Act entitled "An Act to provide for the establishment of a new School District in Mott's Township, in Florence County, to be known as 'The Beulah School District,' and to authorize the levy and collection of a local tax therein," approved December 16, A. D. 1891, be, and the same is hereby, repealed, and the following Section be, and the same is hereby, substituted therefor:

Act establishing Beulah School District amended. 1891. XX. 1069, Sec. 4.

Section 4. That in addition to the rights and privileges heretofore granted, the Auditor of Florence County shall assess and levy an annual tax of three (3) mills on the dollar, of all real and personal property situate in said School District, and the Treasurer shall collect the same, at the time and in the same manner as State and other County taxes are now collected.

Special school tax.

The School Trustees of said School District, upon the written request of one-third (1-3) of the freeholders residing in said School District, stating that it is desired that said permanent local school tax of three (3) mills be increased, shall, at any time previous to the 31st day of January, in such year the request is made, issue a call for a public meeting of all the citizens who return real or personal property for taxation in said district, and are residents thereof, and shall post a notice of the time, place and object of said meeting in at least two public places in said School District for ten days before said meeting.

Meeting to increase levy.

Approved the 20th day of February, A. D. 1902.

No. 642.

A. D. 1902.

AN ACT TO GRANT A FERRY CHARTER TO W. J. SHELTON, OF FAIRFIELD COUNTY.

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the right to maintain a ferry across Broad River, at and opposite Shelton Depot, in Fairfield County, for a term of twenty-one years, from the approval of this Act, be, and the same is hereby, granted to W. J. Shelton, of said County, his heirs, executors, administrators and assigns. Ferry charter granted to W. J. Shelton.

Sec. 2. That he may charge the same rate of toll as now provided by law.

Sec. 3. That all Acts or parts of Acts in conflict with this Act, be, and the same are hereby repealed.

Approved the 27th day of February, A. D. 1902.

No. 643.

AN ACT TO PROVIDE FOR CORPORATE AGENTS OF THE TOWNSHIPS OF GREENVILLE COUNTY, LAURENS COUNTY AND GREENWOOD COUNTY, AND TO PRESCRIBE THEIR DUTIES.

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: From and after the approval of this Act, the Governor shall appoint a Township Assessor for such townships in Greenville County, Laurens County and Greenwood County, as are now or may hereafter be required to pay taxes for corporate purposes, whose term of office shall be co-terminal with that of the Governor. It shall be the duty of said Township Assessor to assess and levy, on behalf of the township represented by him, all taxes authorized by law, against such township, said tax to be based upon the returns of property from said township as shown in the Auditor's office for the Counties of Greenville, Laurens and Greenwood. Said Township Assessor shall be paid for his services two dollars per day for not exceeding five days in each year. Township assessors in certain townships to be appointed.

Sec. 2. The Governor shall also appoint for such township a Township Collector, whose term of office shall be coter- Duties.
Compensation.
Township tax collector.

A. D. 1902.

Appointment;
term; bond;
compensation.

minal with that of the Governor; and whose duty it shall be to collect such tax at the time and in the manner that State and County taxes are collected. He shall be allowed the same commissions as are allowed County Treasurers, and shall enter into bond in the sum of \$2,000.00 for the faithful performance of the duties of his office.

Duties.

Sec. 3. All duties now imposed by law upon the County Board of Commissioners, the County Auditor and the County Treasurer, as corporate agents of such townships, are hereby imposed upon the Township Assessor and Township Collector, who are hereby constituted and appointed for all purposes the corporate agents of said township [townships].

Sec. 4. That all Acts or parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved the 25th day of February, A. D. 1902.

No. 644.

AN ACT TO INCORPORATE MOUNT PLEASANT AND GEORGETOWN RAILWAY COMPANY.

Charter Mt.
Pleasant and
Georgetown R.
Co.

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: (A Concurrent Resolution allowing this Bill to be introduced, having been passed by a two-thirds vote of each House, as required by the Constitution.) That B. P. Miller, C. S. Link and A. L. Gaston, each of the State of South Carolina, and such other persons as are now or may hereafter be associated with them, are hereby created and declared to be a body corporate and politic, and to exist for the term of sixty years, under the name and style of "Mount Pleasant and Georgetown Railway Company," and in that name may sue and be sued, plead and be impleaded, contract and be contracted with; shall have the power to adopt a common seal and change the same at will, and shall be capable of taking by purchase, gift or in any other way, real or personal property, and holding, leasing, conveying and dealing with the same; and for the purpose of enabling the corporation to do all the things and acts necessary for its purposes, it is hereby invested with all the privileges, rights, immunities and powers conferred upon

Powers.

railroad companies by the laws of this State, and may make ordinances, by-laws and regulations consistent with the laws of this State and the laws of the United States, for the government of all under its authority, for the management of its estates, and for the due and orderly conduct of its affairs.

A. D. 1902.

Sec. 2. That said company, upon its organization as herein-after provided, shall have power to survey, lay out, construct, equip, maintain and operate a railroad, of any gauge, with necessary side tracks, as it may deem best, and telegraph and telephone lines, from the Town of Mount Pleasant, in the County of Charleston, via the Town of McClellansville, in Charleston County, to the Town of Georgetown, in Georgetown County, in the State of South Carolina, and to use for the purpose such route or routes as may by said company be deemed to be the most feasible and advisable, and to run through the Counties of Charleston, Berkeley and Georgetown. The said company shall also have power to connect its tracks with any other railroad company now chartered, or that may be hereafter chartered, and to lay down and use tracks through or into any town or city along its proposed lines, by and with the consent of the corporate authorities of such city or town.

To construct,
operate, &c.,
railroad, ter-
mini; route.

Sec. 3. That the capital stock of the said company shall be one hundred thousand dollars (\$100,000), in the shares of one hundred dollars (\$100) each, with the privilege of increasing the capital stock from time to time in such amount as said company may, by a majority vote of the stockholders, determine to carry out the purposes of this Act; said capital stock not to exceed, however, one million dollars (\$1,000,000), and such shares to be transferable upon the books of the company in such manner as the by-laws may direct, and certificates of stock shall be issued by the company to its members and stockholders. That when the sum of one thousand dollars (\$1,000) shall have been subscribed to the capital stock of said company, the corporators, or a majority of them, shall, within a reasonable time thereafter, appoint a place and time for a meeting of said stockholders, of which ten days' notice shall be given in some newspaper of the State, at which time and place the said stockholders may proceed to the organization of said company by the election of a President and as many Directors as they may deem proper, who shall hold their offices until their successors are elected, which shall be the first Board of Directors.

Capital stock.

Organization.

A. D. 1902.

Subscriptions
to stock.

Sec. 4. That for the purpose of raising the capital stock of the said company incorporated, it shall be lawful to open books of subscription at such time and place as said corporators may appoint, and under the direction of said corporators, or a majority of them, or of such persons as the said corporators, or a majority of them, may appoint, and that said subscription to said capital stock may be made in money, land or property, in bonds, stock, credits, contracts, leases, options, right of way, and other rights and easements, labor or service, upon such terms as may be agreed upon or provided by the subscribers and the Board of Directors of the said company, and there shall be no individual liability upon takers or holders of said stock beyond that now fixed by law. If any subscriber to the stock of this company shall neglect or fail or refuse to pay any instalment of his subscription when it becomes due, as required by the Board of Directors, said Board may declare his stock forfeited, as well as the previous payments thereon, to the use and benefit of said company, and upon notice being first given said defaulting subscriber of the Board's intention to so declare his stock forfeited.

Rights and
privileges.

Sec. 5. That the said railway company shall have every right, power and privilege necessary for the purpose of acquiring, by condemnation or otherwise, such lands or right of way as they may require for the location or construction of said railroad, or for the erection or location of depots, warehouses, stations and other necessary and convenient establishments, or for extending or altering the same; and said company shall, for the purpose of carrying into effect each and every of the provisions of this Section, have the benefit of every process or proceedings, and shall be subject to all the restriction provided or imposed by the laws of the State, by and under which railroad corporations are authorized to acquire lands for the purpose of right of way, and shall have the right to take for its right of way one hundred feet on each side of the center of their road bed: *Provided*, The same be condemned according to existing laws.

Bonds and
mortgages.

Sec. 6. That said company shall have the power to mortgage its property and franchises, and to issue bonds on such terms and conditions and for such purposes and uses of said corporation, as the said company, or its Board of Directors, may from time to time deem necessary according to law.

Sec. 7. That the said company shall have full power and authority to connect with or cross any other railroads on its proposed line, and to take by purchase, lease or otherwise, the railroad franchises and property of any other railroad now constructed or that may hereafter be constructed in this State or elsewhere. It may assign or lease its property and franchises, or any part thereof, to any other railroad company incorporated by the laws of this State or any other State, and the railroad company leasing or purchasing the road shall hold, own and enjoy the property or franchises so leased or purchased as though the same had been originally held or constructed by the railroad company so leasing or purchasing, with all the rights, privileges and immunities appertaining and belonging thereto.

A. D. 1902.

Connections.

Lease or sale
of property.

Sec. 8. That the said company shall have the power, if need be, to conduct their railway along or across any public road, river, creek or water courses that may be in their route: *Provided*, That the passage of roads or navigation of the waters be not obstructed thereby.

Public roads.

Sec. 9. That said company is hereby empowered to purchase and hold such lands, timber, personal property, and to lease or purchase such wharves, steamboats or other water vessels, and connect with such steamboat lines or other water course lines or transportation companies, as it may deem necessary and proper for the efficient conduct of its business, all of which property may be acquired, held, used and disposed of at the discretion of the company in any manner not inconsistent with law, and may also construct, maintain and use bridges for the transportation of cars across the Santee River, and any other river in the line of its said railroad: *Provided*, Said bridge be so constructed as not to interfere with rafts on said river or rivers which may be crossed by said railroad; and that said company shall provide draw-bridges at such points on said rivers when it shall be necessary for the convenience of boats navigating said river or rivers.

To hold realty,
bridges, &c.

Sec. 10. That the said railway company shall, in addition to the rights, privileges and immunities hereby conferred upon it, have and be entitled to all rights, powers, franchises, privileges and immunities conferred upon the railroad companies by the laws of this State: *Provided*, The charter hereby

Additional
powers.

Proviso.

A. D. 1902. granted shall, unless the building of the road shall be commenced within one year from the date of its approval, and completed within three years, expire and terminate.

Fees. *Sec. 11.* That the railroad company hereby chartered shall pay unto the Secretary of State the usual charter fees, as required by law, under the charter hereby granted.

Sec. 12. That this Act shall be held and deemed a public Act.

Approved the 25th day of February, A. D. 1902.

No. 645.

AN ACT TO ENABLE THE COUNTY BOARD OF COMMISSIONERS OF HORRY COUNTY TO BUILD A NEW COURT HOUSE AND JAIL, AND TO PURCHASE OR TO EXCHANGE SITES FOR THE SAME, AND TO LEVY A SPECIAL TAX THEREFOR, AND TO PROVIDE FOR AN ELECTION ON THE SUBJECT.

Construction
of new Court
House and jail
in Horry.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That the County Board of Commissioners of Horry County be, and are hereby, authorized and empowered to build a new court house and a new jail, on the present site of each, or on other sites which they may purchase or secure in exchange for the present sites, at a cost, exclusive of the value of the present sites and buildings, not to exceed twenty-five thousand dollars. The said Board shall advertise for plans, specifications and bids for the construction of the said buildings, at least sixty days before the work and contract is to be let, by publication in at least two daily newspapers an [and] also in a county weekly newspaper. The contract or contracts shall be let to the lowest responsible bidder.,

Tax levy.

Sec. 2. That a tax of one mill upon the dollar, on all the taxable property in the County of Horry, is hereby levied each year, successively, beginning with and including the fiscal year of 1902, until the said sum of twenty-five thousand dollars is raised, which said tax shall be known as "the Court House and Jail tax," and shall be collected at the same time and by the same officers as other taxes for the same year, and held in the County Treasury of Horry County, and paid out as other County claims

are now paid. The funds raised under the provisions of this Act shall be used for the purposes for which the tax is levied and no other. A. D. 1902.

Sec. 3. That the County Board of Commissioners of Horry County shall have the power, and are hereby authorized, to borrow money for the building of said new court house and jail, at any time before said "Court House and Jail tax" is collected, on the faith of the levy herein provided for, and to pledge the said tax to secure the payment thereof: *Provided*, That a higher rate of interest than seven per centum per annum shall not be paid. Loan authorized.

Sec. 4. That before this Act shall take effect the question of building a new court house and jail shall be submitted to the qualified voters of Horry County voting at said election, by the Commissioners of Election of said County, at an election to be held on the twenty-sixth day of August, 1902; and if a majority of the qualified voters of said County voting at said election shall vote in favor of the new court house and jail, then the tax herein provided for shall be levied and collected. Should a majority of the qualified voters of the said County voting at said election vote against the building of a new court house and jail, then this Act shall be null and void. Those voting for said new court house and jail shall vote, "Court House and Jail, Yes." Those voting against said court house and jail shall vote, "Court House and Jail, No." Nothing in this Section shall be construed to prevent the levy hereinbefore provided for from being made for the fiscal year 1902: *Provided*, That if a majority of the qualified voters of said County vote against a court house and jail, no levy provided for in this Act shall be collected. Preliminary election.

Sec. 5. That the Commissioners of Election of Horry County be, and are hereby, required to give notice of the election herein provided for by publication in a newspaper published in Horry County at least thirty days before the date of said election. And it shall be the duty of said Commissioners of Election to appoint managers at the various voting precincts in Horry County, receive returns, canvass the vote and declare the result. Notice.

Approved the 25th day of February, A. D. 1902.

A. D. 1902.

No. 646.

AN ACT TO PROTECT CLAMS AND OYSTERS IN HORRY COUNTY.

Whereas there is a similar Statute to the following on the coast of North Carolina, adjoining the Horry coast, and depredation results to clams on the Horry coast; therefore,

Clams and
oysters in
Horry.

Close season.

Penalty for
violation.
Criminal Code
528a.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That on and after the approval of this Act by the Governor, it shall be unlawful for any person or company or corporation, between the 15th day of April and the 15th day of November, in any year, to take clams from the waters of Horry County, or to pound or bed any clams, in any of said waters.

Sec. 2. That all violations of Section 1 of this Act shall be deemed, on conviction, a misdemeanor, and the person or party so convicted shall be fined not exceeding one hundred dollars (one-half of which shall go to the informer, the other half to ordinary County purposes), or shall be imprisoned not exceeding thirty days.

Approved the 20th day of February, A. D. 1902.

No. 647.

AN ACT TO AUTHORIZE AND EMPOWER THE TRUSTEES OF THE LANCASTER SCHOOL DISTRICT, IN LANCASTER COUNTY, TO ORDER AN ELECTION AND TO ISSUE COUPON BONDS OF SAID SCHOOL DISTRICT FOR SCHOOL PURPOSES.

Lancaster
School Dis-
trict to issue
bonds.

Amount.

Interest.

Preliminary
election.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That the Trustees of the Lancaster School District, in Lancaster County, be, and they are hereby, authorized and empowered to issue and sell coupon bonds of said School District, payable to bearer, in such denomination and to such an amount as they may deem necessary, not exceeding fifteen thousand dollars, and bearing a rate of interest not exceeding five per centum per annum, payable annually or semi-annually and at such times as they may deem best: *Provided*, That the question of issuing of said bonds shall first be submitted to the qualified electors of said School District at an elec-

tion to be held after a petition has first been filed with said Trustees, signed by at least one-fourth of the freeholders residing in said School District, praying that an election be held to determine whether such bonds shall be issued or not, which petition shall set forth clearly and distinctly the amount of bonds to be issued, the Trustees to be the judges of the sufficiency of said petition.

A. D. 1902.

Petition for.

Sec. 2. That after said petition has been so filed with said Trustees, they shall appoint managers, and order an election to be held on the question of whether said bonds shall be issued or not, in which election only qualified electors, residing in said school district, shall be allowed to vote, and said Trustees shall publish a notice, ordering such election, for not less than three weeks in two or more newspapers published in the Town of Lancaster, and said managers shall conduct, direct, and declare the result of said election, and make returns thereof to said Trustees.

Notice and
managers.

Sec. 3. That the said Trustees shall have printed, for the use of the voters in said election, an equal number of ballots, which shall be placed at the voting place or places, on one set of which shall be printed the words: "For the issuing of bonds," and on the other set the words: "Against the issuing of bonds."

Ballots.

Sec. 4. If a majority of the votes cast at said election shall be for the issuing of bonds, the said Trustees shall issue said bonds, which shall run for the period of twenty years, which shall be sold by said Trustees at not less than par and the proceeds of which shall be used by said Trustees for the purpose of purchasing a lot or lots of land, erecting one or more school buildings, or purchasing, or adding to, or remodeling, existing school buildings, for school purposes, and the said bonds and coupons of the same, shall constitute a lien upon the property purchased or improved thereby. Upon the issuance of said bonds, or any part of the same, it shall be the duty of the County officers, charged with the assessment and collection of taxes, to levy and collect, annually, from all the property, real and personal, within the limits of said school district, a sum sufficient to pay the interest on said bonds, and also a sum sufficient to provide a sinking fund for the payment of said bonds when due, and the

When issued.

Lien.

Tax levy for
repayment.

A. D. 1902. coupons of such bonds shall be receivable for taxes within said district.

Sec. 5. That said bonds, and the coupons thereto attached, shall be signed by the Chairman and countersigned by the Secretary of the Board of Trustees of said school district: *Provided*, That the signatures of said officers may be lithographed upon the coupons attached to said bonds, and such lithographed signatures shall be a sufficient signing thereof.

Sec. 6. This Act shall go into effect immediately upon its approval.

Approved the 20th day of February, A. D. 1902.

No. 648.

AN ACT (WITH A PETITION) TO AUTHORIZE AND EMPOWER THE TRUSTEES OF SCHOOL DISTRICT NO. 5, OF HUNTER'S TOWNSHIP, OF LAURENS COUNTY, TO ORDER AN ELECTION, AND TO ISSUE COUPON BONDS OF SAID SCHOOL DISTRICT FOR SCHOOL PURPOSES.

Trustees
School District
No. 5.

Hunter's
Township,
Laurens Co.,
authorized to
issue bonds.

Amount; in-
terest.

Preliminary
election.

How con-
ducted.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That the Trustees of School District Number 5, of Hunter's Township, of Laurens County, be, and they are hereby, authorized and empowered to issue and sell coupon bonds of said School District, payable to bearer in such denomination and to such an amount as they may deem necessary, not exceeding five thousand dollars, and bearing a rate of interest not exceeding seven per centum per annum, payable annually on the first day of January of each year: *Provided*, That the question of issuing of said bonds shall first be submitted to the qualified voters of said School District at an election to be held after a petition has first been filed with said Trustees, signed by a majority of the freeholders in said School District, praying that an election be held to determine whether such bonds shall be issued or not, which petition shall set forth clearly and distinctly the amount of bonds to be issued, the Trustees to be the judges of the sufficiency of said petition.

Sec. 2. That after said petition has been so filed with said Trustees, they shall appoint managers and order an election

to be held on the question of whether said bonds shall be issued or not, in which election only qualified electors of said School District shall be allowed to vote, and said Trustees shall publish a notice, ordering such election, for not less than two weeks in a newspaper published in the County of Laurens, and shall also post such notice in two or more public places within the said District for two weeks previous to such election, and said managers shall conduct, direct and declare the result of said election, and make returns thereof to said Trustees.

A. D. 1902.

Notice.

Sec. 3. The said Trustees shall have printed for the use of the voters in said election, an equal and sufficient number of ballots, which shall be placed at the different voting places, on one set of which shall be printed the words "For the issuing of bonds," and on the other set the words "Against the issuing of bonds."

Ballots.

Sec. 4. If a majority of the votes cast at said election shall be for the issuing of bonds, the said Trustees may issue said bonds, which shall run for a period of thirty years, the proceeds of which shall be used for the purpose of purchasing a lot or lots if necessary, and for erecting one or more school buildings, or purchasing or adding to or remodeling existing school buildings, for public school purposes, in the said district, and within the Town of Clinton; and the said bonds and coupons of the same shall constitute a lien upon any property purchased or improved thereby. That said bonds shall not be sold for less than par. Upon the issuance of said bonds, or any part of same, it shall be the duty of the County officers charged with the assessment and collection of taxes, to levy and collect annually from all property, real and personal, within the limits of said school district, a sum sufficient to pay the interest on said bonds, and also a sum equal to one-thirtieth of the principal, to constitute a sinking fund with which to retire the said bonds at maturity, and the coupons of such bonds shall be receivable for taxes within said district, said sinking fund to be paid over to said Trustees for investment for said purpose.

When bonds may issue; term; use of proceeds of loan.

Tax levy to repay.

Sinking Fund

Sec. 5. That said bonds and the coupons thereto attached shall be signed by the Chairman of the Board of Trustees of said school district: *Provided*, That the signature of said officer may be lithographed upon the coupons attached to said

How executed.

A. D. 1902.

bonds, and such lithographed signature shall be a sufficient signing thereof.

Site school building.

Sec. 6. That the said Board of Trustees may erect the school building or buildings on the present site: *Provided*, The title to the land be good and valid.

Bonds exempt for taxation.

Sec. 6 [7]. That said bonds and coupons shall be exempt from the assessment and payment of all taxes. That for the purposes aforesaid the said school district shall have corporate capacity, and the said Trustees and the County Treasurer and County Auditor shall be the corporate agents of said school district.

Approved the 20th day of February, A. D. 1902.

No. 649.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF A NEW SCHOOL DISTRICT IN LAURENS COUNTY, AND TO AUTHORIZE THE LEVY AND COLLECTION OF A SCHOOL TAX THEREIN," APPROVED DECEMBER 19TH, A. D. 1887, AND AMENDED 24TH DECEMBER, A. D. 1890, SO AS TO AUTHORIZE THE TRUSTEES OF THE SCHOOL DISTRICT OF THE CITY OF LAURENS TO CHARGE PUPILS AN INCIDENTAL FEE.

Acts establishing School District in Laurens. 1887. XIX. 1050. 1891. XX. 1410. amended.

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: That an Act entitled "An Act to provide for the establishment of a new School District in Laurens County, and to authorize the levy and collection of a school tax therein," approved December 19th, A. D. 1887, and amended December 24th, A. D. 1890, be, and the same is hereby, amended by adding thereto a new Section, to be known as Section 10, which shall read as follows:

Incidental fee may be charged; use of; proviso.

Section 10. In addition to the powers and duties heretofore conferred upon said Trustees, they shall also have the power to charge and enforce the collection of such an incidental fee from each pupil attending said schools as they may deem necessary, not to exceed one dollar and fifty cents per session. The said incidental fees so collected to be used for the purpose of heating, repairing and lighting the school building, and in pay-

ing a janitor for his services and other necessary expenses connected therewith. The said fees shall be payable in advance for each session, or at such times and in such instalments as the said Trustees may prescribe: *Provided*, No pupil shall be prohibited from attending said public schools for failure to pay said fee if the parent of such pupil or the pupil (if such pupil has no parent) shall make and deliver to said Trustees an affidavit that he or she is not able to pay said fee.

A. D. 1902.

Approved the 20th day of February, A. D. 1902.

No. 650.

AN ACT TO CREATE A SINKING FUND COMMISSION FOR LAURENS COUNTY AND TO DEFINE ITS DUTIES.

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the County Treasurer, County Auditor and Clerk of Court for Laurens County shall constitute a Sinking Fund Commission for said County, under the name of "Sinking Fund Commission of Laurens County." Said Commission shall have the right to sue and be sued, plead and be impleaded, in any and all Courts of this State and of the United States.

Sinking Fund
Commission
for Laurens
County created.

Sec. 2. That it shall be the duty of said Commission to lend and invest in good and safe interest-bearing securities from time to time, and on such terms and for such time as may be advisable and advantageous, and collect and reinvest the funds now on hand or hereafter accruing from the special levy made to refund the debt or debts for County railroad bonds; said funds shall be drawn from the County treasury on the warrant of the said Commission. That it shall be the duty of said Commission to carry out the provisions of the Act passed, authorizing the County of Laurens to issue bonds in aid of the Greenwood, Laurens and Spartanburg Railroad and the Greenville and Laurens Railroad, and of the Acts amendatory thereof, with reference to the retirement of the bonds issued by Laurens County in aid of railroads.

Investments
by; duties of.

Sec. 3. That it shall be the duty of said Commission annually, on or before the first day of January in each and every

Reports by.

A. D. 1902.

year, to make a written report of all their actings and doings, together with a statement of all receipts and disbursements in connection with the funds herein above referred to: *Provided, however,* That the first annual report of said Commission shall contain a full and complete statement of all funds collected in Laurens County, in aid of the above named railroads, since the approval of the Act aforesaid, and a statement of the disposition and disbursement of said funds, together with a list of the railroad bonds and coupons which have heretofore been retired, and a list of the railroad bonds which remain outstanding and unpaid; and upon the maturity of any bond or bonds of the County, issued in aid of the aforesaid railroad, the said Commission shall use the funds in their hands, or so much thereof as may be necessary, for the payment of said bonds.

No compensation.

Sec. 4. That the Sinking Fund Commission of Laurens County, as above constituted, shall serve without compensation.

Sec. 5. That all Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved the 27th day of February, A. D. 1902.

No. 651.

AN ACT TO ESTABLISH LEE COUNTY.

Whereas at an election held in accordance with law the qualified voters residing in certain portions of Kershaw, Darlington and Sumter Counties, as hereinafter described, decided by legal votes cast in favor of the formation of a new County, and all the other conditions required by the Constitution and laws of this State for the formation of new Counties having been complied with; therefore

Lee County established.

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: That a new judicial and election County to be known as Lee County, is hereby formed with the following boundaries, to wit: and to contain 410 1-2 square miles: Beginning at Field's Bridge on Lynches River, and running down said river a distance of 13 miles, leaving said river back of Irby Truluck's plantation and crossing Lynchburg and Lake City road between Bob Welch and Dr. Miller's places a

Boundaries.

A. D. 1802.

course south 28 degrees west 3 1-4 miles striking new road thence south 80 west, 2 3-4 miles to the Pudding Swamp road at T. L. Kirkpatrick's. Thence south 65 degrees west crossing Raccoon road at Sam Wilson's 5 3-4 miles to Scottsville. Thence from Scottsville south 76 1-3 west 3-4 miles to Black River. Thence up Black River, in Sumter County, 3 3-4 miles to Witherspoon Crossing. Thence south 80 degrees west to Scape o'er Swamp. Thence up said swamp 2 5-8 miles to the C., S. & N. R. R. crossing. Thence north 80 west 3 38-100 miles to Cow Pen Crossing. Thence north 62 west 11 81-100 miles to a point in Bradley's field near the Kershaw County line. Thence due north 1 87-100 miles to Kershaw County line. Thence down said line 2 62-100 of a mile to Reynold's mill. Thence following the three notch road in Kershaw County a distance of three miles to Antioch School House. Thence north 50 east 1 1-4 miles. Thence due north 1 3-4 miles to the Camden Road. Thence following said road a distance of 4 3-4 miles to Harrison Hall mill. Thence an eastern direction 1 87-100 miles to the old Georgetown road. Thence up said road to near the head of Turkey Creek. Thence a north line to the Camden Road leading from Kelley's Bridge on Lynches River to Camden. Thence down said road to the Holland ditch. Thence up said ditch 3-4 of a mile to a corner of plantation of Edmond Tiller. Thence north 63 degrees east crossing the Mecklenburg Road near the house Whitfield Gardner's to Lynches River, south of the Dr. Norwood place 3 37-100 of a mile. Thence down said river a distance of 3 miles near Kelley's Bridge 1-4 of a mile south of said bridge. Thence north 42 degrees east a distance of 3 miles to Ashland Methodist Church. Thence north 22 degrees east crossing the Chesterfield road between J. E. Woodham and J. W. Gardner 2-62-100 of a mile to Stuckey's gate on the Old Stage Road. Thence down said road 3-4 of a mile. Thence due south 2 62-100 of a mile to Liberty Hill Church, at the head of Sparrow Swamp. Thence down Sparrow Swamp to a point in the Marco Mill Pond near B. A. Howls. Thence in Cypress Township south 28 degrees east 1 1-2 miles to Long Branch. Thence up said branch 1-4 of a mile; thence south 28 degrees east 1 1-8 miles to Screeches Branch; thence due south 3 miles, to the Lamar Township line; thence following said line to the

A. D. 1902.

beginning corner; and the County seat is hereby established at Bishopville.

Commission-
ers appointed.

Sec. 2. That W. A. James, J. E. McCutchen, W. R. Shaw, Edwin Wilson, W. M. Kelly, A. E. Skinner, A. M. Lee, A. Johnson and John F. Matthews, are hereby appointed Commissioners of said County of Lee, and they and their successors in office are hereby authorized to have the boundaries of said new County marked as now surveyed, and to provide a court house and jail, by the erection of suitable buildings at the County seat, and to receive and accept in the name and for the new County of Lee any bonds, money, land or other gifts donated or hereafter given to have erected the said public build-

Location of
public build-
ings.

County super-
visor and
County com-
missioners to
succeed special
commissioners
above named.

ings: *Provided*, That when the County Supervisor for said County is elected and qualified and County Commissioners are appointed and qualified, or such County officers as shall then be clothed by law with the authority now exercised by said Supervisors and Commissioners or a Board of Commissioners, the above named Commissioners shall then turn over to the County Board of Commissioners or such officers as are then exercising their authority all the public buildings, if then completed, and also all bonds, obligations, lands or money in their hands and belonging to the said County of Lee, and then their powers and duties shall cease, and the County Board of Commissioners or such other officers as shall succeed to all the rights and powers of said Commissioners.

Election for
County officers,
Senator and
representativ-
es.

Sec. 3. That at the time of the general election in the year 1902, there shall be a general election in Lee County, and to that end the Governor shall appoint Commissioners of Election for Lee County; at the proper time, at the said general election there shall be elected a Senator, who shall hold office for the period of four years, two Representatives, a Sheriff, a Clerk of Court, a Probate Judge, a County Superintendent of Education, a County Supervisor and a Coroner, and such other County officers as are provided by law for the full terms where such officer holds for two years by law, and for (2) two years where such officer holds for four years by law; so that the election for Lee County shall be uniform hereafter with the other Counties. That appointments shall be made of all appointive officers as soon as the exigencies of the proper County government of the County of Lee requires such appointment,

and the appointment in each case shall be for such time or term as may make such appointment coterminal with such appointments in the adjoining Counties.

A. D. 1902.

Sec. 4. That until the next apportionment of Representatives, the said County of Lee shall be entitled to one Senator and two Representatives, who are to be elected as hereinbefore provided; and the County of Sumter to one Senator and three Representatives.

Apportionment of Representatives.
Civil Code Sec 12 amended.

Sec. 5. An election shall be held in Lee County on Tuesday following the first Monday in November, 1902, or on such other day as may be provided by law for a Senator, for two Representatives and for all County officers provided for by the Constitution and the laws of this State.

Election for.

Sec. 6. That the County of Lee is hereby attached to the Seventh Congressional District and shall form a part and parcel of the Third Judicial Circuit, and the regular terms of the Court of Common Pleas and General Sessions for said County shall be held at such times as shall be fixed by law, and the Magistrates located in and appointed for those portions of Ker-shaw, Darlington and Sumter Counties, embraced within the limits of Lee County, shall be continued in office until their successors shall have been appointed and qualified as hereinafter provided, but after this Act goes into effect, they shall be confined to their jurisdiction, powers and duties in the limits of Lee County.

In Seventh Congressional District.
Third Judicial Circuit.

Magistrates in.

Sec. 7. The following named townships shall be townships of Lee County: So much of the Townships of Shiloh, Mayesville and Lynchburg as to form a part of Lee County lying east of Black River, and that part of Mt. Clio Township lying south of a line beginning at the English crossing, on Black River, running to the Old Josiah Luckey House, to the house of L. B. Scarborough, on the public road leading from Bishopville to Elliotts, thence to the road leading to the house of est. of J. E. Muldrow in a straight line to Lynches River, shall constitute Lynchburg Township. So much of the Townships of Lynchburg and Mayesville as form a part of Lee County lying west of Black River, and so much of Mt. Clio Township as west of Black River and east of Scapo'er [Scape o'er] Swamp extending north to a straight line beginning at the English crossing, on Black River, to the Outlaw crossing on Scapo'er

Townships in.

A. D. 1902.

[Scape o'er] Swamp, shall constitute St. Charles Township. So much of that part of Swimming Pens Township as form a part of Lee County and that part of Carters Crossing Township lying south of Beaver Dam Swamp shall constitute Mechanicsville Township. So much of Providence and Rafting Creek Township as is to form a part of Lee County, and all that part of Spring Hill Township lying west and south of Beaver Dam Swamp, shall constitute Spring Hill Township. So much of Buffalo Township now in Kershaw County, lying west of Scape over [Scape o'er] Swamp, and all of that part of Carter's Crossing Township now in Sumter County, lying north of Beaver Dam Swamp and west of Scapo'er [Scape o'er] Swamp, shall constitute Ionia Township. So much of that part of DeKalb Township, now in Kershaw County, as is to form a part of Lee County, lying east of Scapo'er [Scape o'er] Swamp and west of Lynch's River and that part of Bishopville Township now in Sumter County, lying north of the public road leading from Stoke's Bridge, on Lynches River, to Harrison Hall Mill, shall constitute Turkey Creek Township. So much of Bishopville Township lying south of the public road leading from Stoke's Bridge to Harrison Hall Mill, and that part of Carter's Crossing and Mt. Clio Township lying east of Scapo'er [Scape o'er] Swamp extending south to a straight line from the Outlaw Crossing on Scapo'er [Scape o'er] Swamp to the English Crossing, on Black River. Thence to the Lucky House. Thence to the L. B. Scarborough house, on the public road, leading from Bishopville to Elliott's. Thence up the road in front of the J. E. Muldrow home to Lynches River, shall constitute Bishopville Township. So much of the Stoke's Bridge Township now in Darlington County, and so much of the Townships Lydia and Hartsville Township as form a part of Lee County, and lying north of the public road leading from Bishopville to Darlington C. H., shall constitute Stoke's Bridge Township, and all of that part of Darlington County as form a part of Lee County lying to the south of the public road leading from Bishopville to Darlington Court House, shall constitute Cypress Township. The voting precincts of these townships shall be as follows: Of Bishopville Township, at Bishopville; of Lynchburg Town-

ship, at Magnolia; of St. Charles Township, at St. Charles; of Mechanicsville Township, at Mechanicsville; of Spring Hill Township, at Smithville; of Ionia Township, one voting precinct at Ionia School House, and one at McCaskill School House; of Turkey Creek Township, at Lucknow; of Stoke's Bridge Township, at Stoke's Bridge; and of Cypress Township, at Cypress. The townships herein created shall be the registration precincts of Lee County.

A. D. 1902.

Sec. 8. The Sheriff, Clerk of Court of General Sessions and Common Pleas, Probate Judge and Coroner, shall receive the fees now allowed such office by law; and the salary of the County Supervisor shall be four hundred dollars; the salary of the Auditor, four hundred dollars, and two hundred dollars for expenses from the County as provided by law; the Treasurer shall receive the commission allowed by law, not to exceed seven hundred dollars; and the salary of the County Superintendent of Education shall be five hundred dollars.

Salaries and fees of County officers.

Sec. 9. There shall be five Magistrates in the County of Lee, to be appointed according to law, who shall receive the following salaries: The Magistrate whose jurisdiction shall be Bishopville and Turkey Creek Township, and who shall hold his office at Bishopville, shall be two hundred dollars. The Magistrate for Lynchburg Township, whose jurisdiction shall be Lynchburg Township, one hundred and twenty-five dollars. The Magistrate, whose jurisdiction shall be St. Charles and Mechanicsville Township, one hundred and twenty-five dollars. The Magistrate, whose jurisdiction shall be Ionia and Spring Hill Townships, one hundred and twenty-five dollars. And the Magistrate, whose jurisdiction shall be Stoke's Bridge and Cypress Townships, shall be one hundred and twenty-five dollars. Each Magistrate shall appoint a Constable, who shall receive the same salary as the Magistrate.

Magistrates to be appointed. Civil Code Sec. 103aa.

Sec. 10. The Court of General Sessions and Common Pleas for said County, shall be held as may hereafter be prescribed by law.

Courts in.

Sec. 11. All suits pending in the Counties of Kershaw, Darlington and Sumter in which the defendants reside in the portion of said Counties now established as the County of Lee, and all indictments now pending in the aforesaid Counties in which the offences were committed in the portion of said

Transfer of suits; prosecution, &c.

A. D. 1902.

Counties now established as Lee County, shall be transferred to the calendars of the Courts of the County of Lee; and all records, commissions and other papers belonging to any of said suits or indictments, together with all the legal incidents thereto appertaining, shall be transferred to the County of Lee within ten days after notice and demand therefor by the Clerk of the Court for Lee County upon the Clerks of the Courts for Kershaw, Darlington and Sumter Counties, respectively.

Commission
to appor-
tion
indebtedness
of Counties.

Sec. 12. The Governor is hereby authorized and empowered to appoint a Commission of nine persons, two of whom shall be residents of each of the Counties of Kershaw, Darlington and Sumter, two of the County of Lee, and one a resident of some other County, which said Commission shall divide and apportion between said four Counties the present lawful and bona fide indebtedness of the old Counties of Kershaw, Darlington and Sumter, so that the County of Lee shall bear its just apportionment of the whole indebtedness of the old Counties from which it has been formed, and also any charges or claims which said Counties may have against the County of Lee, for such transaction as may occur between the date of the passage of this Bill and the next general election having regard to the amount of unpaid taxes due to the said Counties of Kershaw, Darlington and Sumter.

Compensa-
tion Treasur-
ers and Audi-
tors.

Sec. 13. The County Treasurers and County Auditors of the Counties of Kershaw, Darlington and Sumter, shall receive such compensation for the duties herein imposed as shall be agreed upon between the County Supervisor and County Commissioners of Lee County and themselves, and if no agreement can be reached, the compensation for said duties shall be settled by arbitration.

Jurisdiction
County offi-
cers.

Sec. 14. The Clerks of the Courts, Judges of Probate, Sheriffs, Supervisors and the County Board of Commissioners, the County Superintendent of Education, Jury Commissioners, and the Court of Common Pleas and General Sessions, and all other County officials of the Counties of Kershaw, Darlington and Sumter, as they stood and were organized prior to the formation of the County of Lee, shall have full jurisdiction and power in and over the people of the territory within the limits of Lee County taken from their respective Counties until the officers shall have been appointed or elected as provided by law

and qualified in and for the County of Lee, as provided for in this Act: *Provided*, The Auditors of Kershaw, Darlington and Sumter Counties shall make up a set of books and take tax returns separately for the County of Lee, and when the Auditor of the County of Lee is appointed and qualified shall turn over the books so kept separately to said Auditor of Lee County; and the Treasurers of the Counties of Kershaw, Darlington and Sumter, shall keep the taxes collected for Lee County separately until the Treasurer of Lee County is appointed and qualified, and then turn over to him all funds collected by them for Lee County. A. D. 1902.

Sec. 15. That upon the approval of this Act the Governor shall appoint three persons to act as Supervisors of Registration for the County of Lee. Said Supervisor shall proceed as now required by law, and in addition thereto shall have access to the registration books of the Counties of Kershaw, Darlington and Sumter, and shall therefrom copy the names of those persons registered and residing in Lee County. Supervisors
of registration.

Sec. 16. That the Governor shall appoint Commissioners of Elections for Lee County the same as appointments are now made for other Counties. Commission-
ers of election.

Sec. 17. That this Act shall be deemed a public Act, shall take effect immediately upon its approval, and all Acts and parts of Acts inconsistent herewith be, and the same are hereby, repealed.

Approved the 25th day of February, A. D. 1902.

No. 652.

AN ACT TO VALIDATE AN ELECTION FOR INTENDANT AND FOUR WARDENS FOR THE TOWN OF WHITE ROCK, IN LEXINGTON COUNTY.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That an election held on the sixth day of February, A. D. 1902, for an Intendant and four Wardens for the Town of White Rock, in Lexington County, wherein J. B. Shealy was elected Intendant, D. A. Richardson, J. J. Ergle, E. U. Shealy and S. D. Shealy were elected Wardens, be, and the same is hereby, validated. Municipal
election in
White Rock
validated.

A. D. 1902.

Sec. 2. That the said Intendant and Wardens shall hold their offices for the term of one year from the day of their election, or until their successors shall be elected and qualified.

Sec. 3. That the said Intendant and Wardens of said Town of White Rock shall have such powers and jurisdiction in the government thereof as is now provided for by law.

Approved the 25th day of February, A. D. 1902.

No. 653.

AN ACT TO ENABLE AND AUTHORIZE SCHOOL DISTRICT NO. 14, IN NEWBERRY COUNTY, TO ISSUE BONDS FOR THE PURPOSE OF BUILDING AND ERECTING A SCHOOL HOUSE THEREIN.

School District No. 14 in Prosperity, Newberry Co., authorized to issue bonds.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That the School Trustees, or their successors, of School District No. 14, in Newberry County, embracing the Town of Prosperity, are hereby authorized and required to issue coupon bonds to the amount of five thousand dollars for the purpose of erecting, building and equipping a public school house to be located in the Town of Prosperity: *Provided*, That a majority of the qualified electors of said school district, voting, shall be in favor of such issue as may be expressed at an election hereafter to be held for that purpose:

Preliminary election.

Provided, That said Trustees shall not order said election except upon a petition of a majority of the freeholders of said school district: *Provided, further*, That at the same election there shall be elected an Advisory Board of said Trustees who shall serve in the event of the bonds being voted consisting of three freeholders of said district who shall have equal power with said Trustees and shall serve as said Advisory Board until the funds therein voted shall have been exhausted.

Advisory Board of Trustees.

Notice.

Sec. 2. That the Trustees of said school district are hereby required to give three weeks previous notice in one or more of the newspapers published in the County of Newberry, of the time and place of such election, appoint the managers, prescribe the form of ballots, receive the returns and declare the result.

Sec. 3. That said school district is hereby declared a body corporate, for the purpose of executing and issuing said bonds and other powers herein given in case their issue be authorized by said election. The said bonds shall be issued in such denominations as the Trustees of said school district shall deem best, and shall be payable twenty years from the date of their issue, with interest payable annually, at a rate not to exceed six per cent. per annum. The said bonds shall be signed by the Chairman of the Board of Trustees of said school district and countersigned by its Secretary, and their coupons shall be received in payment of any taxes in said school district, and said bonds shall constitute a first lien on the said school house and the lot upon which it is built. The said bonds shall be exempt for taxation for State, County or municipal purposes.

A. D. 1902.

Term of
bonds, inter-
est; lien of.

Sec. 4. That for the purpose of paying the interest accruing on said bonds, the Auditor of Newberry County, or such other officer as may be charged with the assessment of taxes, shall levy annually a tax of one and one-half mills on all the taxable real and personal property in said school district, as will raise a sum sufficient for said purpose, and the amount so levied shall be collected by the Treasurer of Newberry County, as State and County taxes are collected, to be held and applied by him solely to the payment of the said interest, and shall be used for no other purpose whatsoever.

Tax levy for
payment of in-
terest.

Sec. 5. That the said Board of Trustees are authorized and empowered to sell said bonds at their par value, and shall deposit all moneys coming to them from such sale in bank to the credit of said Board, to be drawn on checks signed by a majority of said Board, and they shall use the said moneys exclusively for the purpose set out in Section 1 of this Act, and should any of said bonds be not used they shall be cancelled by the said Board of Trustees.

Sale of bonds.

Sec. 6. The Auditor of Newberry County shall annually levy on the taxable property of said school district a tax of three-fourths of a mill for the purpose of creating a sinking fund for the payment of said bonds, which tax shall be collected by the Treasurer of Newberry County and shall be held by him for the purpose aforesaid: *Provided, however,* That said Trustees at the end of every five years shall have the right to order such

Levy of tax
for Sinking
fund to re-
pay.

A. D. 1902. sinking fund then accumulated paid pro rata on the bonds then outstanding.

Sec. 7. This Act shall take effect immediately upon its approval.

Approved the 26th day of February, A. D. 1902.

No. 654.


AN ACT TO AMEND SECTION 1035 OF THE CODE OF LAWS OF SOUTH CAROLINA 1902, REPEALING THAT PROVISION ALLOWING CONSTABLES SALARIES IN LIEU OF FEES, COSTS AND CHARGES IN THE COUNTY OF OCONEE.

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 1035 of the Code of Laws of South Carolina 1902, be and the same is hereby amended by striking out all of said Section after the word "each" on line 13 thereof following and including the word "that" on said line, so that when so amended the said Section shall read as follows:

Magistrates
in Oconee.
Civil Code Sec.
1085 amended.

Sec. 1035. Oconee County—Magistrates in Oconee County shall be as follows: one at Walhalla, whose compensation shall be one hundred and twenty-five dollars per annum, one at Seneca, whose compensation shall be seventy-five dollars per annum; one at Westminster whose compensation shall be seventy-five dollars per annum; one at or near Oakway, whose compensation shall be sixty-five dollars per annum; one at or near Damascus, whose compensation shall be thirty dollars per annum; one at or near Salem whose compensation shall be thirty-five dollars per annum; one at Newry whose compensation shall be twenty-five dollars per annum, and all others twenty-five dollars each.

Approved the 27th day of February, A. D. 1902.

No. 655.A. D. 1902.


AN ACT TO ENABLE AND AUTHORIZE SCHOOL DISTRICT NO. 70, EMBRACING THE TOWN OF ELLOREE, IN ORANGEBURG COUNTY, TO ISSUE BONDS FOR THE PURPOSE OF PURCHASING GROUNDS AND ERECTING AND MAINTAINING A PUBLIC SCHOOL BUILDING, AND TO PROVIDE FOR THE INTEREST ACCRUING THEREON.

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: That School District No. 70, embracing the Town of Elloree, in the County of Orangeburg, is hereby authorized and required to issue coupon bonds to the amount of three thousand dollars for the purpose of purchasing grounds, erecting and maintaining buildings, furnishing and equipping a public school house, to be located in said school district: *Provided*, That a majority of the qualified electors of said school district voting shall be in favor of such issue, as may be expressed at an election hereafter to be held for that purpose.

School District No. 10. Elloree, Orangeburg Co., to issue bonds; purpose of.

Preliminary election.

Sec. 2. That the Trustees of said school district are hereby required to give twenty days' previous notice in one or more of the newspapers published in said County of Orangeburg, of the time and place of such election, appoint the managers, prescribe the form of ballots, receive the returns and declare the results.

Notice of election.

Sec. 3. The said school district is hereby declared a body corporate, for the purpose of executing and issuing said bonds, and other powers herein given in case their issue be authorized by said election. The said bonds shall be issued in such denominations as the Trustees of said school district shall deem best, and shall be payable twenty years from the date of their issue, with interest payable annually, at a rate not to exceed seven per cent. per annum. The said bonds shall be signed by the Chairman of the Board of Trustees of said school district and counter-signed by its Secretary; and their coupons shall be received in payment of any taxes in said school district, and said bonds shall constitute a first lien on all the property bought and improved from the proceeds of the sale thereof.

Term; interest; lien of bonds.

Sec. 4. That for the purpose of paying the interest accruing on said bonds, and the principal when due, the Auditor of Orangeburg County, or such other officer as may be charged

Tax levy for payment of interest.

A. D. 1902.

with the assessment of taxes, shall levy annually such tax on all the taxable real and personal property in said school district as will raise a sum sufficient for said purposes, and the amount so levied shall be collected by the Treasurer of Orangeburg County, as State and County taxes are collected, to be held and applied by him solely to the payment of the said interest or principal, if any be due, and shall be used for no other purpose whatsoever.

Sale of bonds.

Sec. 5. That the said Board of Trustees are authorized and empowered to sell or hypothecate said bonds at their par value, and shall deposit all moneys coming to them from such sales or hypothecation in bank to the credit of said Board, to be drawn on checks signed by a majority of said Board; and they shall use the said moneys exclusively for the purposes set out in Section 1 of this Act, and should any of said bonds be not used they shall be cancelled by the said Board of Trustees.

Sec. 6. This Act shall take effect immediately upon its approval.

Approved the 27th day of February, A. D. 1902.

No. 656.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO ALLOW THE OPENING OF DISPENSARIES IN PICKENS AND OCONEE COUNTIES, AND TO PROVIDE FOR THE DISTRIBUTION OF THE PROFITS THEREFROM IN SAID COUNTIES," APPROVED 18 DECEMBER, A. D. 1894.

Act as to
Dispensaries in
Pickens and
Oconee. 1894.
XXI. 1066.
amended. See
Criminal Code,
563.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That an Act entitled "An Act to allow the opening of dispensaries in Pickens and Oconee Counties, and to provide for the distribution of the profits therefrom in said Counties," approved 18 December, A. D. 1894, be amended by striking out Section 2 of said Act and inserting in lieu thereof the following, to be known as Section 2:

Section 2. The profits arising from the sales of all dispensaries in said Counties shall be paid one-half ($\frac{1}{2}$) to the municipal corporation in which such dispensaries are located, and the other half shall be applied as follows: In the County of Oconee

to be paid into the County treasury to be placed to the credit of the free school fund of said County; in the County of Pickens to be paid to the County treasury to be placed to the credit of the road fund of said County.

A. D. 1902.

Sec. 3. That all Acts or parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved the 11th day of February, A. D. 1902.

No. 657.

AN ACT TO VALIDATE THE ACTION OF THE COUNTY COMMISSIONERS OF OCONEE COUNTY, AND OF THE COMMITTEE CHARGED WITH THE ERECTION OF A NEW JAIL FOR THE SAID COUNTY IN EXCHANGING LOTS WITH R. T. JAYNES FOR THE ERECTION OF THE NEW JAIL.

Whereas, the Building Committee constituted of A. P. Crisp, W. J. Stribling and J. H. Hollemen, charged with the duty of erecting a new jail for the County of Oconee by Act of the General Assembly, approved on the 19th day of February, 1901, and S. M. Pool, County Supervisor, W. N. Cox, County Commissioner of said County of Oconee, in the exercise of their discretion in changing the location of the new jail for the said County, and exchanging the lot ceded to the State and County, whereon the former jail for said County stood; and, whereas, the parties with whom the said exchange was made have sold the said old jail lot to Robert T. Jaynes and the said County Commissioners have executed the title to him.

Exchange of
jail lot in Oc-
onee confirm-
ed.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That the action of the said Building Committee, and of the County Commissioners aforesaid be, and the same is hereby, confirmed and the title of the State and County to the said old jail lot conveyed to and confirmed in the said Robert T. Jaynes, his heirs and assigns forever.

Title vested
in fee in Robt.
T. Jaynes.

Approved the 11th day of February, A. D. 1902.

A. D. 1902.

No. 658.

AN ACT TO AUTHORIZE, EMPOWER AND REQUIRE THE TRUSTEES OF THE FREE PUBLIC SCHOOLS OF WESTMINSTER SCHOOL DISTRICT, No. 17, IN OCONEE COUNTY, TO ISSUE BONDS FOR THE PURPOSE OF ERECTING AND EQUIPPING GRADED SCHOOL BUILDINGS AT WESTMINSTER, S. C., AND TO ASSESS AND COLLECT TAXES TO PAY THE PRINCIPAL AND INTEREST OF SAME.

School Dis-
trict No. 17.
Westminster,
Oconee Coun-
ty, authorized
to issue bonds.

Term; inter-
est.

Preliminary
election.

Notice.

Conduct of.

Tax levy for
repayment.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That the Trustees of the free public schools of Westminster School District No. 17, in Oconee County, be, and they are hereby, authorized and empowered to issue bonds of said school district in an amount not to exceed ten thousand dollars to become due and payable in twenty years after date and bearing interest at a rate not to exceed six per cent. per annum, payable annually, and the coupons for said interest, when due, shall be receivable in payment of all taxes levied by or due to said school district: Provided, That said bonds shall not be issued until the question has been submitted to the qualified voters of said school district upon the written petition of one-third of the said voters residing therein, and unless a majority of such electors voting on the question shall be in favor of issuing said bonds. The said Trustees shall give at least twenty-one days notice of the time and place of such election and the purposes for which the money arising from the sale of said bonds shall be expended, and they are authorized to appoint the managers to conduct said election and declare the result thereof.

Sec. 2. The Trustees of the said school district are authorized and required to assess and have collected taxes necessary to pay the interest and one-twentieth of the principal of said bonds as the same become due in each year and until the whole amount of said bonds and interest shall be paid in full; said taxes to be levied upon all the taxable property within said school district, said levy to be furnished to and entered by the County Auditor on the tax duplicate for said County in each year, and to be collected by the County Treasurer as he collects State and County taxes for said County, and by him paid over to the Trustees of said school district for the purposes herein stated.

Sec. 3. The money arising from the sale or hypothecation of said bonds shall be expended by said Trustees in the erection of free public graded school buildings at Westminister, S. C., for said school district and equipping and furnishing the same.

A. D. 1902.

Money borrowed to be used for erection of school building.

Sec. 4. That this Act shall go into effect from the date of its approval.

Approved the 26th day of February, A. D. 1902.

No. 659.

AN ACT TO ENABLE AND AUTHORIZE SCHOOL DISTRICT NO. 8, EMBRACING THE TOWN OF ST. MATTHEWS, IN ORANGEBURG COUNTY, TO ISSUE BONDS FOR THE PURPOSE OF PURCHASING GROUNDS, AND ERECTING AND MAINTAINING A PUBLIC SCHOOL BUILDING, AND TO PROVIDE FOR THE INTEREST ACCRUING THEREON.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That School District No. 8, embracing the Town of St. Matthews, in the County of Orangeburg, is hereby authorized and required to issue coupon bonds to the amount of five thousand dollars for the purpose of purchasing grounds, erecting and maintaining buildings, furnishing and equipping a public school house, to be located in said School District: *Provided*, That a majority of the qualified electors of said School District voting, shall be in favor of such issue, as may be expressed at an election hereafter to be held for that purpose.

School District No. 8, St. Matthews, Orangeburg Co., authorized to issue bonds.

Purpose.

Preliminary election.

Sec. 2. That the Trustees of said School District are hereby required to give ten days' previous notice in one or more of the newspapers published in the County of Orangeburg, of the time and place of such election; appoint the managers; prescribe the form of ballots; receive the returns, and declare the results.

Notice and conduct of.

Sec. 3. The said School District is hereby declared a body corporate, for the purpose of executing and issuing said bonds and other powers herein given, in case their issue be authorized by said election. The said bonds shall be issued in such denomination as the Trustees of said School District shall deem best, and shall be payable fifteen years from the date of their

Execution of bonds.

Denomination.

Term; interest; lien; coupons.

A. D. 1902.

**Receivable
for taxes.**

issue, with interest payable annually, at a rate not to exceed seven per cent. per annum. The said bonds shall be signed by the Chairman of the Board of Trustees of said School District and countersigned by its Secretary, and their coupons shall be received in payment of any taxes in said School District; and said bonds shall constitute a first lien on all the property bought and improved from the proceeds of the sale thereof. The said bonds shall be exempt from taxation for State, County or municipal purposes.

**Levy of tax
for repayment.**

Sec. 4. That for the purpose of paying the interest accruing on said bonds, and the principal, when due, the Auditor of Orangeburg County, or such other officer as may be charged with the assessment of taxes, shall levy annually, such tax on all the taxable real and personal property in said School District as will raise a sum sufficient for said purposes; and the amount so levied shall be collected by the Treasurer of Orangeburg County as State and County taxes are collected, to be held and applied by him solely to the payment of the said interest or principal, if any be due, and shall be used for no other purpose whatsoever.

Sale of bonds.

Sec. 5. That the said Board of Trustees are authorized and empowered to sell or hypothecate said bonds at their par value, and shall deposit all moneys coming to them from such sales or hypothecation in bank to the credit of said Board, to be drawn on checks signed by a majority of said Board, and they shall use the said moneys exclusively for the purposes set out in Section 1 of this Act, and should any of said bonds be not used they shall be cancelled by the said Board of Trustees.

Sec. 6. This Act shall take effect immediately upon its approval.

Approved the 25th day of February, A. D. 1902.

No. 660.

AN ACT TO PRESCRIBE THE LIMITS OF DISTRICT NO. 1, OF ORANGEBURG COUNTY, AND THE SALARY AND JURISDICTION OF THE MAGISTRATE AND THE CONSTABLE THEREFOR.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: In Orangeburg County, District No.

1, shall be comprised of City Township and the Townships of Orange, Zion, Middle and that part of Caw Caw lying west of Orangeburg and Columbia road, with one Magistrate, who shall hold his office at the court house, and whose salary shall be three hundred and fifty dollars per annum, with one Constable whose salary shall be four hundred and fifty dollars per annum.

A. D. 1802.
Limits Ju-
dicial District
No. 1 in Or-
angeburg Co.,
salary and jur-
isdiction; Mag-
istrate and
constable. Civ-
il Code Sec.
1036 amended.

Sec. 2. That all Acts or parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved the 20th day of February, A. D. 1902.

No. 661.

AN ACT TO AUTHORIZE SCHOOL DISTRICT NO. 67 OF ORANGE-
BURG COUNTY TO ISSUE BONDS FOR THE PURPOSE OF PUR-
CHASING AND PROCURING GROUNDS, AND FOR ERECTING
AND PAYING FOR BUILDINGS FOR THE PUBLIC SCHOOLS
AND TO PROVIDE \$1,500 FOR THE PAYMENT THEREOF.

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: That School District No. 67, in Orangeburg County, is hereby authorized and required to issue coupon bonds to the amount of fifteen hundred dollars, in such denominations as may be determined by the Trustees of said School District, for the purpose of purchasing and procuring grounds, and for erecting, paying for and equipping public school buildings therein: *Provided*, That a majority of the qualified electors of the said School District voting shall be in favor of such issue, as may be expressed at an election hereafter to be held for that purpose.

School Dis-
trict No. 67,
Orangeburg
Co., may is-
sue bonds;
purpose.

P r e l i m i n a r y
election.

Sec. 2. That the Trustees of said School District are hereby required to order such election, and to give ten days previous notice, such notice to be posted in three public places in the said School District, and also to be published in one or more of the newspapers published in the said County of Orangeburg, of the time and place of such election, appoint the managers, prescribe the form of ballot, receive the returns and declare the result.

Notice and
conduct of.

Sec. 3. That the said School District is hereby declared a body corporate for the purpose of executing and issuing said bonds and other powers herein given, in case their issue be

Execution of
bonds.

A. D. 1902.

Term, interest, and lien.

authorized by said Section. The said bonds shall be payable ten years from the date of issue, with interest payable annually, at a rate not to exceed seven per centum per annum. The said bonds shall be signed by the Chairman of the Board of Trustees of said School District, and countersigned by its Secretary, and shall constitute a first lien on all property bought and improved from the proceeds of the sale thereof.

Tax levy for repayment.

Sec. 4. That for the purpose of paying the interest accruing on said bonds, and the principal, when due, the Auditor of Orangeburg County, or such other officer as may be charged with the levy and assessment of taxes, shall levy annually such tax on all the taxable real and personal property in said School District as will yield a sum sufficient for said purposes; and the said amount so levied, shall be collected by the Treasurer of Orangeburg County as State, County and school taxes are collected, to be held and applied by him solely to the payment of the said interest or principal, if any be due, and shall be used for no other purpose whatsoever.

Sale of.

Sec. 5. That the said Board of Trustees is authorized and empowered to sell and hypothecate the said bonds when issued: *Provided*, That none of said bonds shall be sold below their par value; and shall deposit all moneys arising from such sales or hypothecation in bank, to the credit of said Board of Trustees, to be drawn on orders signed by the Chairman of said Board, together with the Secretary and one other member of the said Board of Trustees, and they shall use the moneys exclusively for the purposes set forth in Section 1 of this Act, after the payment of the expenses of issuing said bonds.

Sec. 6. This Act shall take effect immediately upon its approval.

Approved the 20th day of February, A. D. 1902.

No. 662.

A. D. 1902.

AN ACT TO AUTHORIZE PICKENS COUNTY TO PAY PAST INDEBTEDNESS OF SAID COUNTY AND TO PUT SAID COUNTY ON A CASH BASIS, AND TO AUTHORIZE THE LEVY AND COLLECTION OF A SPECIAL TAX FOR THE PAYMENT OF THE SAME.

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the Commissioners of the Sinking Fund of the State of South Carolina are hereby authorized to lend to the Supervisor and County Commissioners of Pickens County, out of the funds in their hands, the sum of twenty thousand (\$20,000) dollars, to be used in paying the past indebtedness of said County and for current expenses, to enable said County to get on a cash basis.

Sec. 2. That said loan shall be payable in ten equal annual instalments, to become due on the first day of January, 1903, and on the first day of each succeeding January until the whole shall have been paid in full, with interest on the whole amount unpaid from the date same is loaned, at the rate of five per centum per annum payable annually until fully paid; and for the purpose of repaying said loan with interest thereon, a special tax of one and one-half ($1\frac{1}{2}$) mills on all the taxable property in said County of Pickens is hereby levied annually until said loan is repaid; and the said Supervisor and County Commissioners of said County shall apply the amount so collected under said special levy to the payment of said loan and the interest thereon each year until said loan is fully paid. Any surplus arising from said special levy in any year shall be applied to the payment of said loan whether the same shall be due or not.

Sec. 3. That the County Treasurer and the County Supervisor and County Commissioners of Pickens County are hereby authorized to execute a note or notes, bond or bonds, or other evidence of said loan, to the Commissioners of the Sinking Fund for the amount of said loan, and the special tax herein required to be levied and collected shall be pledged to secure the payment of said note or notes, bond or bonds, or other evidence of the said loan, and all interest thereon: *Provided*, That if said loan cannot be procured from the Sinking Fund Commission, the County Treasurer, Supervisor and County

A. D. 1902. Commissioners are authorized and empowered to borrow said sum of money from any person, firm or corporation upon the same terms, restrictions and conditions as in this Act authorized to be loaned by the Sinking Fund Commission.

Sec. 4. That this Act shall take effect immediately upon its approval by the Governor.

Approved the 11th day of February, A. D. 1902.

No. 663.

AN ACT TO INCORPORATE THE FRENCH BROAD AND SOUTHERN RAILROAD COMPANY.

**French Broad
and Southern
R. R. Co. in-
corporated.**

Whereas, a Concurrent Resolution having been passed by a vote of two-thirds in each branch of the General Assembly permitting the introduction of this Bill, therefore,

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That J. T. Hays, Ed. C. Wilson, T. S. Boswell and W. A. Gash, of Transylvania County, State of North Carolina, E. B. Alsop and C. H. Stalzenbach, of the City of Pittsburg, State of Pennsylvania, John S. Verner, B. L. Abney and J. Q. Marshall, of the City of Columbia, South Carolina, R. A. Thompson, of the County of Oconee, South Carolina, Geo. E. Prince and Jas. M. Sullivan, of Anderson, South Carolina, Chas. E. Robinson, of Pickens, South Carolina, and their associates and successors, be, and are hereby, incorporated by the name and style of "French Broad and Southern Railroad Company," with all the powers and privileges which are now or may hereafter be conferred upon railroad corporations by the Constitution and laws of this State.

Route.

Sec. 2. That the said company be, and is hereby, authorized and empowered to survey, construct, maintain and operate a railroad extending from the Town of Toxaway, in the County of Transylvania, State of North Carolina, to some point on the railway line of the Southern Railway, between Chauga and Seneca Rivers in the County of Oconee, State of South Carolina, and from the point of crossing said Southern Railway to any point in the State of South Carolina, that may be selected and agreed upon by the Board of Directors of said company,

and are hereby authorized to operate said railroad by steam, electricity, or any other motive power.

A. D. 1902.

Capital stock.

Sec. 3. That the capital stock of said company shall be fifty thousand dollars (\$50,000) with the privilege of increasing the capital stock to such amount as may be necessary to carry out the intentions and purposes of this Act, and the shares shall be of the par value of one hundred dollars each, and may be transferable in such manner as the by-laws of said company direct: *Provided*, That when fifty per cent. of the said capital stock has been subscribed and twenty per cent. of the amount subscribed paid to such person as the majority of the aforesaid incorporators may designate, and the incorporation fees, as are now provided by law, shall have been paid on the amount subscribed, to the Secretary of State, the incorporators, or a majority of them, shall appoint a meeting of said stockholders, of which meeting thirty days notice shall be given in such newspaper of this State as they may select, at which time and place said stockholders may proceed to the organization of said company by the election of a President and nine Directors, who shall hold their offices for one year and until their successors are elected, and enter upon the discharge of the duties of their respective offices, and at the first meeting of the stockholders they shall adopt such by-laws, rules and regulations for the government of said company as a majority of all the stockholders by stock vote may prescribe, which by-laws, rules and regulations must not conflict in any manner with the Constitution and laws of this State, and in said by-laws, rules and regulations the time and manner of holding their subsequent annual election for President and Directors shall be prescribed.

Organization;
officers.

By-laws.

Sec. 4. That for the purpose of raising the capital stock of said company it shall be lawful to open the books for private subscription, at such times and places, and under the direction of such persons as the incorporators may appoint, and that said subscriptions to the capital stock of said company may be made in money, bonds, lands, material, and work or services to be rendered, at such rates as may be agreed upon with said company, and said railroad company shall have the power, and is hereby authorized to borrow money, and for the purpose of securing the payment of the same, may execute bonds and mortgages on its railroad and other property and franchises on such

Subscriptions
to capital
stock.

A. D. 1902. terms and conditions and for such purposes and uses of said corporation as the said company by its Directors thereunto authorized by the by-laws of the said company may deem necessary.

Rights and powers.

Sec. 5. That said railroad company shall have every right, privilege and power necessary for the purpose of acquiring such lands and rights of way as they may require for the location, construction and maintenance of said railroad, or for the erection or location of its depots, warehouses, stations, and other necessary establishments, or for extending or altering the same, and for this purpose there is hereby conferred upon said company all the powers and privileges for the condemning of lands and rights of way for railroad purposes now conferred, or that may be hereafter conferred upon railroad corporations by the laws of this State, and the said railroad company shall have full power and authority to connect with or cross over all other railroads on its proposed line, and also to unite or consolidate with other railroads in such manner and upon such terms as may be agreed upon between the companies so consolidating: *Provided*, The same be not inconsistent with the laws of this State as they now exist, or may hereafter be enacted, and is subject to the same.

Term of charter.

Proviso.

Sec. 6. That this Act shall take effect on and after its approval by the Governor of the State: *Provided*, That this charter shall be of force for fifty years: *Provided, further*, That this charter shall cease and determine unless the construction of rail railroad is commenced within three years from the approval of this Act, and completed within eight years from the date of its approval.

May construct and operate telephone and telegraph lines.

Sec. 7. That said railroad company is hereby granted the right to construct, maintain and operate such telephone and telegraph lines, along and over its rights of way as its Board of Directors may deem necessary for the conduct of its business, and such telephone and telegraph lines shall be operated subject to all provisions of the laws of this State, either now of force, or laws that may hereafter be enacted for the government and control of telephone and telegraph company.

Increase of capital stock.

Sec. 8. Before increasing the capital stock of said company beyond the sum of fifty thousand dollars, the said company shall notify the Secretary of State of its purpose to so increase the

capital stock, and shall pay to him the incorporation fees, as is now provided by law, and the payments of such incorporation fees is hereby made a condition precedent to the right to increase said capital stock. A. D. 1902.

Sec. 9. Said corporation may at any time apply to the Secretary of State for such amendment of this charter as may be deemed advisable, and as may not be inconsistent with the Constitution and laws of this State. Amendments
to charter.

Approved the 11th day of February, A. D. 1902.

No. 664.

AN ACT TO PROVIDE FOR THE ERECTION OF A NEW JAIL FOR PICKENS COUNTY.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That the Supervisor and County Commissioners of Pickens County are hereby authorized to erect a new jail for the County of Pickens, the total cost of which shall not exceed the sum of six thousand dollars. Erection of
new jail in
Pickens.

Sec. 2. The said Supervisor and Commissioners shall first have prepared by a competent architect suitable plans and specifications for building said jail, and a detailed estimate of the cost of the work and material. They shall then advertise in a Pickens and Greenville paper, for forty days, for sealed bids, to do the whole or any portion of said work. When the time has expired they shall open all bids, and award the work, or different portions thereof, to the lowest responsible bidder: *Provided*, That the Supervisor and Commissioners shall have the power to reject any or all bids made on said contract, if, in their judgment, they are exorbitant, or if they are not satisfied of the ability of the bidder to perform the work: *Provided*, Plans and es-
timates. *further*, That the work shall not be awarded to any bidder until he or they shall have filed a bond satisfactory to the Board, in double the amount of the bid, conditioned to complete the work awarded pursuant to the plans and specifications, and within such time as may be fixed by said Board. Bids.

Sec. 3. That for the payment of building such jail, the Supervisor and Commissioners of said County are authorized to use Award of
contract. Funds to pay
for same.

A. D. 1902.

the sum of three thousand dollars of the money borrowed from the Sinking Fund Commission, as authorized by an Act approved — day of 1902, and are also authorized and empowered to sell the lot on which the County dispensary is located, and the lot or lots whereon the present jail stands, which the County now owns, in the Town of Pickens, the proceeds of which are to be applied to the erection of said jail: *Provided*, That the lot on which the County dispensary stands shall not be sold for less than five hundred dollars, and the lot or lots including the buildings on which the present jail stands shall not be sold for less than fifteen hundred dollars: *Provided, further*, That possession of neither lot shall be given until the contract is awarded for building a new jail, and possession of the jail lot and buildings shall not be given until said new jail is completed and accepted.

SEC. 4. That all Acts or parts of Acts inconsistent with this Act be and the same is hereby repealed.

Approved the 11th day of February, A. D. 1902.

No. 665.

AN ACT TO FURTHER AMEND THE ACT ENTITLED "AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF A NEW SCHOOL DISTRICT IN RICHLAND COUNTY, AND TO AUTHORIZE THE LEVY AND COLLECTION OF A LOCAL TAX THEREIN," APPROVED DECEMBER 24, 1880, AS AMENDED BY ACTS APPROVED DECEMBER 17, 1881, DECEMBER 21, 1883, AND DECEMBER 23, 1893, WITH REFERENCE TO THE ELECTION OF SCHOOL COMMISSIONERS.

Act creating
new school dis-
trict in City
of Columbia,
Richland. 1880,
XVII. 405;
1893. XXI. 681;
amended.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That Section 4 of the Act entitled "An Act to provide for the establishment of a new School District in Richland County, and to authorize the levy and collection of a local tax therein," approved December 24th, 1880, be stricken out, and the following Section be inserted in lieu thereof:

Election of
school com-
missioners, one
from each
ward.

"Section 4. That the City Council of the City of Columbia shall order an election to be held in the said city on the third

Tuesday in January next, at which one School Commissioner shall be elected by the legal voters of each ward, who shall continue in office until his successor is elected and qualified, or shall refuse to qualify: *Provided*, That the School Commissioner of Richland County and the Board of Trustees of School District No. 1 of said County shall continue to exercise, within the said School District, all the powers and discharge all the duties of said School Commissioner and of School District Trustees, now provided by law, until the Board of School Commissioners provided for in this Act shall enter upon the discharge of its duties. At the general election, in the City of Columbia, in the year 1902, one School Commissioner shall be elected by the legal voters of each ward represented by even numbers, for a term of four years each, and every four years thereafter; and at said election one School Commissioner shall be elected by the legal voters of each ward represented by odd numbers, for a term of two years each, and every four years thereafter, who shall continue in office until their successors are elected and qualified, or shall refuse to qualify."

A. D. 1902.

Sec. 2. That Section 5 of the said Act, as amended by Acts of December 17, 1881, December 21, 1883, and December 23, 1893, be stricken out, and the following Section be inserted in lieu thereof:

"*Section 5.* The School Commissioners of the School District of Columbia so elected, together with a member of the City Council of Columbia, to be selected by said Council, whose term of office shall be for a period of two years, and together with two School Commissioners, to be appointed by the Governor, upon the recommendation of the Board of Trustees of the Columbia Academy; one every four years, beginning after the general election of 1902, and one for a term of two years from said date, and every four years thereafter, shall constitute a School Board, and they may assemble at any time and elect a Chairman, a Secretary and a Superintendent of City Schools, whose terms of office, duties and compensation shall be prescribed by said Board: *Provided*, That no member of the Board of School Commissioners shall be eligible to any salaried office within the provisions of this Act. The said Board shall have the following powers and duties: 1. To discharge the same duties in the city which are required of school trustees in

Board of school commissioners, how constituted.

No compensation.

Powers and duties.

A. D. 1902.

the Counties. 2. To determine the studies and class-books to be used in the city schools. 3. To cause examinations to be made of teachers for the city schools. 4. To elect and dismiss superintendents and teachers, prescribe their duties and term of office, and to make rules for the government of the schools. 5. To fill vacancies occurring in the Board by death, resignation, departure from the State or refusal to qualify; the said vacancies to be filled from the said ward in which they occur. 6. To establish, when they deem expedient, a normal school department, and to grant diplomas in said department, which shall entitle the parties holding the same to become teachers in the public schools. 7. To make an annual report to the Superintendent of Education as to the city schools, as is required of Commissioners of County schools. 8. To erect suitable buildings for public schools, to take in charge and keep in order all buildings and property used for school purposes belonging to the said city. 9. To determine the manner in which the tax hereinafter provided for shall be expended in maintaining the city schools.

Approved the 20th day of February, A. D. 1902.

No. 666.

AN ACT TO FIX THE NUMBER AND PROVIDE FOR THE COMPENSATION OF MAGISTRATES IN RICHLAND COUNTY.

Magistrates
in Richland
Co. Civil Code
§ 1068 amend-
ed.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: There shall be ten Magistrates in Richland County, located as hereinafter provided, who shall receive as compensation for their services in criminal cases and on inquests when acting as Coroner, in lieu of all costs and fees, annual salaries as follows: Two at Columbia, to receive a salary of eight hundred dollars each; one at Waverley, to receive a salary of one hundred and twenty dollars; one at Eastover, to receive a salary of one hundred and twenty dollars; one at Gadsden, to receive a salary of one hundred and twenty dollars; one at Camp Ground, to receive a salary of one hundred and twenty dollars; one at Davis, to receive a salary of one hundred and twenty dollars; one at Killian's, to receive a salary of

one hundred and twenty dollars; one at Hopkins to receive a salary of one hundred and twenty dollars; one at Garner's, to receive a salary of one hundred and twenty dollars; and one at Wateree, to receive a salary of one hundred and twenty dollars. Each of said Magistrates is authorized to appoint a person to act as Constable in serving and executing process issued by him, who shall give the bond, and take the oath required by law. The Constables so appointed shall receive as compensation for their services in criminal cases, and in lieu of all costs and fees therefor, annual salaries as follows: The Constables at Columbia three hundred dollars each; the Constable at Waverley, ninety dollars; the Constable at Eastover, ninety dollars; the Constable at Camp Ground, ninety dollars; the Constable at Hopkins, ninety dollars; the Constable at Davis, ninety dollars; the Constable at Killian's, ninety dollars; the Constable at Garner's, ninety dollars; the Constable at Gadsden, ninety dollars: *Provided*, That said Constables shall be entitled besides their salaries to mileage of five cents per mile each way for carrying persons to jail under commitment.

A. D. 1902.

Sec. 2. All Acts and parts of Acts inconsistent with this Act are hereby repealed.

Approved the 26th day of February, A. D. 1902.

No. 667.

AN ACT TO AUTHORIZE AND EMPOWER THE COMMISSIONERS OF THE SINKING FUND TO LEND FUNDS TO THE COUNTY BOARD OF COMMISSIONERS OF SALUDA COUNTY AND TO PROVIDE REPAYMENT THEREOF.

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the Commissioners of the Sinking Fund of the State of South Carolina are hereby authorized and empowered to lend the County Board of Commissioners of Saluda County, out of the funds in their hands, the sum of two thousand dollars, to be used in the repair of the roads and bridges of said County and for ordinary County purposes.

Sinking Fund
Commissioners
authorized to
make loan to
Saluda Co.

Sec. 2. That said loan shall be for the space of twelve months, and shall bear interest at the rate of five per centum

Term; interest;
security.

A. D. 1902. per annum, and the tax levy for Saluda County for the year 1902 be and is hereby pledged to the payment of said loan and interest.

Evidence of. *Sec. 3.* That the Treasurer and County Supervisor of said County of Saluda are hereby authorized to execute a note or notes to the said Commissioners of the Sinking Fund for the amount of said loan.

Sec. 4. That immediately after the approval of this Act, the County Board of Commissioners of Saluda County shall procure said loan in the manner and on the terms provided in this Act.

Sec. 5. That this Act shall become effective immediately upon its approval.

Approved the 25th day of February, A. D. 1902,

No. 668.

AN ACT TO VALIDATE THE ELECTION, WHEREBY T. J. HOGAN AND J. F. REGISTER WERE ELECTED WARDENS, AND S. J. TAYLOR ELECTED INTENDANT, OF THE TOWN OF GREELEYVILLE.

Municipal election Greeleyville.

Whereas, the election under which T. J. Hogan and J. F. Register were elected Wardens, and S. J. Taylor Intendant, of the town of Greeleyville, in Williamsburg County, on the 28th instant, was irregular, it is apprehended; so, to relieve all doubt as to the legality of said persons as Wardens and Intendant of the said town of Greeleyville; now, therefore,

Validated.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That the election on the 28th instant, whereby T. J. Hogan and J. F. Register were elected Wardens of the town of Greeleyville, in Williamsburg County, and S. J. Taylor was elected Intendant of said town, be, and the same is hereby, validated and made legal, and the said T. J. Hogan and J. F. Register are hereby constituted and made the Wardens of the town of Greeleyville aforesaid, and S. J. Taylor is hereby constituted and made the Intendant of said town of Greeleyville, with all the rights and powers they would have had if elected strictly according to law to their respective positions;

and the said persons shall hold the said positions for and during the term for which they were elected, and until their successors are elected and qualified, and all acts done by them as such officers are hereby validated and made legal. A. D. 1902.

Approved the 26th day of February, A. D. 1902.

No. 669.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND AN ACT ENTITLED 'AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF A NEW SCHOOL DISTRICT IN YORK COUNTY, AND TO AUTHORIZE THE LEVY AND COLLECTION OF A LOCAL TAX THEREIN, APPROVED DECEMBER 23RD, 1887,' BY STRIKING OUT SECTION 5 AND INSERTING A NEW SECTION IN LIEU THEREOF, AS TO THE ELECTION AND TENURE AND POWERS OF TRUSTEES, AND TO REPEAL INCONSISTENT ACTS AND PARTS OF ACTS, APPROVED 5TH JANUARY, 1895," CHANGING THE TIME OF ELECTION OF BOARDS OF TRUSTEES.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That an Act entitled "An Act to amend an Act entitled 'An Act to provide for the establishment of a new School District in York County, and to authorize the levy and collection of a local tax therein, approved December 23rd, 1887, by striking out Section 5 and inserting a new Section in lieu thereof, as to the election and tenure and powers of trustees, and to repeal inconsistent Acts and parts of Acts,' approved 5th of January, 1895," be, and the same is hereby, amended, so as to change the time of electing the Board of Trustees to the first Tuesday of June, 1901, and on the first Tuesday of June thereafter each year; so that said Act when so amended shall read as follows:

Act creating
School District
in York. 1887.
XIX. 1167;
1894. XXI. 990
amended.

Section 5. That three trustees for said Graded School District of Blacksburg, S. C., shall be elected; that the said election shall be held on the first Tuesday in June, 1902, and on the first Tuesday in June of each and every year thereafter in the said town, the polls to be opened at 1 o'clock P. M., and closed at 5 o'clock P. M.; that the town council of Blacksburg, S. C.,

Election of
Trustees.

A. D. 1902.

shall appoint the managers of said election, who shall be sworn as managers of other elections are sworn. The said managers shall conduct the election as other elections are conducted, count the votes and declare the result. The three persons receiving the greatest number of votes cast at said election shall be declared elected, and upon taking the oath of office, as required by the Constitution, shall be clothed with all the powers and authority within said district that other trustees exercise under the general law, and shall also have within said district the authority conferred by this Act. Any resident of the said School District qualified to vote for members of the General Assembly at the general election, shall be eligible to vote at the elections to be held under provisions of this Act. Trustees elected hereunder shall serve until their successors are elected and qualified and the Board of Trustees shall have power to fill any vacancy occurring between elections, whether by death, resignation, removal or otherwise; and that all Acts and parts of Acts inconsistent with this Act, and referring thereto, are hereby repealed.

Approved the 20th day of February, A. D. 1902.

No. 670.

AN ACT TO DEFINE THE LIMITS OF THE TOWN OF SUMMERTON, IN CLARENDON COUNTY, S. C.; TO PROHIBIT THE SALE OF LIQUOR THEREIN, AND FOR OTHER PURPOSES.

Limits of incorporation.

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the limits of the town of Summerton, in Clarendon County, S. C., shall be the circumference of a circle of one mile in diameter, the centre being at the intersection of Main and Dukes streets.

Sale of spirituous liquors in prohibited.

Sec. 2. That the sale of spirituous and intoxicating liquors be, and the same is hereby, forbidden within the corporate limits of said town of Summerton, and no authority or permit shall ever be granted for the sale of the same within the limits of said town.

Power of taxation.

Sec. 3. That the Town Council of Summerton, as now constituted, shall have the right to levy and collect taxes on real and personal property in the town of Summerton, at a rate not

to exceed the limit allowed by law; and may, by ordinance, prescribe the time for payment of such taxes; and may impose and enforce, by ordinance, a penalty for the non-payment of such taxes.

A. D. 1902.

Sec. 4. That nothing herein contained shall abridge any of the rights and privileges now enjoyed by said town and Town Council of Summerton under the general laws of this State; and it may enforce by ordinance with penalties any ordinance or ordinances that it may make, within the limits of its power, under any general or special law of this State in reference to this subject.

Cumulative.

Approved the 8th day of March, A. D. 1902.

No. 671.

A JOINT RESOLUTION TO PROVIDE FOR THE PURCHASE OF THREE HUNDRED VOLUMES OF "THE CONFEDERATE WOMAN'S BOOK," TO BE PLACED IN THE LIBRARIES OF THE PUBLIC INSTITUTIONS AND COLLEGES OF THE STATE, AND TO AUTHORIZE AND DIRECT THE COMPTROLLER GENERAL TO DRAW HIS WARRANT FOR FIVE HUNDRED DOLLARS, AND THE STATE TREASURER TO PAY THE SAME.

Section 1. *Be it resolved* by the General Assembly of the State of South Carolina: That upon delivery to the Secretary of State of three hundred volumes of "The State and Confederate Woman's Book," prefaced and written by the Committee from the South Carolina Division Daughters of the Confederacy, setting forth the work the women of South Carolina performed during and immediately after the Civil War, the Comptroller General be, and is hereby, authorized and required to draw his warrant on the State Treasurer for the sum of five hundred dollars in favor of the Secretary of State, to be expended by him for the payment of said books. The said books, when purchased, to be placed in the libraries of the State and public institutions and colleges of the State, male and female, under the direction of the Secretary of the State and Superintendent of Education.

Purchase of 300 copies of The Confederate Woman's Book authorized.

Sec. 2. That the State Treasurer shall pay the said sum here- in appropriated for the purchase of said books out of any funds in the treasury not otherwise appropriated.

Disposition of.

Approved the 28th day of February, A. D. 1902.

A. D. 1902.

No. 672.

A JOINT RESOLUTION TO AUTHORIZE THE REGENTS OF THE STATE HOSPITAL FOR THE INSANE TO PURCHASE THE JONES PROPERTY, AND TO PROVIDE FOR PAYING FOR SAME.

Purchase of
Jones property
for the State
Hospital for
the Insane, au-
thorized.

Section 1. Be it resolved by the General Assembly of the State of South Carolina: That the Regents of the State Hospital for the Insane are hereby authorized and empowered to purchase the property known as the Jones property, containing three and one-fourth (3 1-4) acres, more or less, with the buildings thereon, for the use of the State Hospital for the Insane: *Provided*, the price to be paid for said property shall not exceed three thousand and nine hundred and five (3,905) dollars.

Sec. 2. That the said Regents are authorized and empowered to borrow a sum of money not exceeding the amount paid for said property, and the President of the Board of Regents shall, in his official capacity, execute his bond and a mortgage of the said premises to secure each loan: *Provided*, That the said amount herein paid for the Jones land be paid from the fund realized from pay patients in the State Hospital for the Insane.

Approved the 28th day of February, A. D. 1902.


No. 673.

A JOINT RESOLUTION TO EXTEND THE TIME FOR THE PAYMENT OF COMMUTATION TAX IN LIEU OF LABOR ON ROADS FOR THE YEAR 1902, TO MARCH 31ST, 1902, WITHOUT PENALTY.

Time for
payment of
commutation
road tax ex-
tended.

Section 1. Be it resolved by the General Assembly of the State of South Carolina: That the time for the payment of commutation tax in lieu of labor on roads, for the year 1902, be, and the same is hereby, extended, without penalty, to March 31st, 1902.

Approved the 28th day of February, A. D. 1902.

No. 674.A. D. 1902.


A JOINT RESOLUTION PROPOSING TO AMEND SECTION II.
OF ARTICLE VII. OF THE CONSTITUTION OF 1895, RELATING
TO COUNTIES AND COUNTY GOVERNMENT.

Section 1. *Be it resolved* by the General Assembly of the State of South Carolina: That the following amendment to ^{Proposed amendment to Art. VII, Sec. 2 of Constitu-} Section II., Article VII., of the Constitution, be agreed to: add to the end thereof the following words: that this Section shall not apply to the following townships in the following Counties: Dunklin and Oaklawn in the County of Greenville; the townships of Cokesbury, Ninety-Six and Cooper in the County of Greenwood; Sullivan Township in the County of Laurens; Huiett and Pine Grove in the County of Saluda. That the corporate existence of said townships be, and the same is hereby, destroyed and all officers under said townships are abolished and all corporate agents removed.

Sec. 2. But the question of adopting this amendment shall be submitted at the next general election to the electors as follows: Those in favor of the amendment shall deposit a ballot with the following words plainly printed or written thereon: "Constitutional amendment of Section Eleven of Article Seven of the Constitution, relating to Counties and County Government, Yes." Those opposed to said amendment shall cast a ballot with the following words plainly printed or written thereon: "Constitutional amendment of Section Eleven of Article Seven of the Constitution, relating to Counties and County Government, No." ^{To be submitted to electors.}

Approved the 28th day of February, A. D. 1902.

No. 675.

A JOINT RESOLUTION TO EXTEND THE TIME FOR THE
PAYMENT OF TAXES FOR THE FISCAL YEAR 1901, TO MARCH
31ST, 1902, WITHOUT PENALTY.

SECTION 1. *Be it resolved* by the General Assembly of the State of South Carolina: That the time for the payment of ^{Time for pay-} taxes for the fiscal year, 1901, without penalty, be, and the same ^{ment of taxes} is hereby, extended to the 31st day of March, A. D. 1902. ^{extended.}

Approved the 22d day of February, A. D. 1902.

A. D. 1902.

No. 676.

A JOINT RESOLUTION TO RATIFY AND CONFIRM A CONTRACT MADE BY THE COMMISSION CREATED BY "AN ACT TO PROVIDE FOR LIGHTING THE STATE HOUSE AND OTHER PUBLIC BUILDINGS," APPROVED 21 FEBRUARY, A. D. 1901, WITH THE COLUMBIA WATER POWER COMPANY, OF DATE THE 13TH DAY OF SEPTEMBER, 1901; ALSO A CONTRACT OF SAID COMMISSION WITH CASSIDY & SON MANUFACTURING COMPANY, OF DATE 27 NOVEMBER 1901.

Contract as
to lighting
public build-
ings confirmed.

Section 1. Be it enacted [resolved] by the General Assembly of the State of South Carolina: That the contracts made by the commission created under an Act entitled "An Act to provide for lighting the State House and other public buildings," approved 21 Feb., A. D. 1901, with the Columbia Water Power Company, of date the 13th day of September, 1901, and with Cassidy & Son Manufacturing Company, of date 27th day of November, 1901, be, and the same are hereby, ratified and confirmed.

Approved the 11th day of February, A. D. 1902.

No. 677.

A JOINT RESOLUTION TO APPOINT A BOARD OF TRUSTEES OF THE ESTATE OF DR. JOHN DE LA HOWE.

Trustees of
estate of Dr.
John De La
Howe.

Section 1. Be it enacted [resolved] by the General Assembly of the State of South Carolina: That J. B. Holloway, J. N. Wardlaw, A. K. Watson, B. A. Boyd and R. E. Cox, all of the County of Abbeville be,, and they are hereby, appointed Trustees of the estate of Dr. John De La Howe, late of Abbeville County, who shall hold their offices for the term of four years from the 1st Monday in April, A. D. 1902.

Approved the 28th day of February, A. D. 1902.

No. 678.

A. D. 1902.

A JOINT RESOLUTION RELATING TO THE DIVISION OF THE DISPENSARY PROFIT BETWEEN THE COUNTY AND TOWNS SO FAR AS THE SAME RELATES TO BAMBERG COUNTY.

Section 1. Be it enacted [resolved] by the General Assembly of the State of South Carolina: That from and after the passage of this Resolution, that the fund accruing from the dispensary to the County and towns as provided by law in the County of Bamberg since the first day of December, 1901, and which may hereafter so accrue, shall be distributed monthly to the said County and towns. Division of dispensary profits in Bamberg County.

Sec. 2. And the fund so accrued to the County, or which may hereafter accrue to the County, shall be set apart for the payment of the expense of the County chain gang, and any balance for the purpose of paying the expenses of repairing roads, bridges and highways. That the distribution shall be made monthly, and the payment of the County's portion of the fund shall be upon the check of the Supervisor, as now provided by law.

Approved the 11th day of February, A. D. 1902.

No. 679.

A JOINT RESOLUTION PROVIDING FOR THE PAYMENT TO W. O. GUY, TREASURER OF CHESTER COUNTY, \$75.00 BY THE STATE AND \$125.00 BY SAID COUNTY COMMISSIONERS DUE FOR TAXES COLLECTED IN 1897.

Section 1. Be it enacted [resolved] by the General Assembly of the State of South Carolina: That the Comptroller General be and is hereby, required to draw his warrant for \$75.00 in favor of W. O. Guy, and the State Treasurer pay the same; and the County Supervisor of Chester County is required hereby to draw his warrant in favor of the said W. O. Guy for \$125.00, the same to be paid out of the ordinary County funds of said County; the said sums being due the said W. O. Guy, as Treasurer of Chester County, by way of commissions on the collection of State and County taxes for the year 1897. Claim of W. O. Guy to be paid.

Approved the 20th day of February, A. D. 1902.

A. D. 1902.

No. 680.

A JOINT RESOLUTION TO REFUND CERTAIN TAXES PAID
ERRONEOUSLY IN CHESTERFIELD COUNTY.Taxes re-
funded E. T.
& F. C. Blue.

State.

County.

School.

Section 1. Be it resolved by the General Assembly of the State of South Carolina: That the Comptroller General shall draw and the State Treasurer shall pay his warrant in favor of Misses E. T. Blue and F. C. Blue for ten 02-100 dollars taxes paid by them by mistake on property which did not belong to them and was on the tax book in the name of the owner and the taxes regularly paid thereon.

Sec. 2. That the Treasurer of Chesterfield County shall pay to the said Misses E. T. Blue and F. C. Blue the sum of nineteen 15-100 dollars from the common fund of the County, and six 33-100 dollars from the school fund taxes paid to the County erroneously by them on the same property, and their receipt shall be sufficient vouchers for said Treasurer.

Sec. 3. That the Treasurer of Cheraw Graded School District shall pay to the said Misses E. T. Blue and F. C. Blue seven 48-100 dollars taxes paid erroneously by them on the said property for the said Graded School fund and their receipt shall be a sufficient voucher for the same.

Approved the 20th day of February, A. D. 1902.

No. 681.

A JOINT RESOLUTION AUTHORIZING AND REQUIRING THE
COUNTY SUPERINTENDENT OF EDUCATION FOR CHARLES-
TON COUNTY TO APPROVE, AND THE COUNTY TREASURER OF
SAID COUNTY TO PAY A CERTAIN CERTIFICATE OR WAR-
RANT IN FAVOR OF E. P. SUTLER, FOR THE BUILDING OF A
SCHOOL HOUSE.Claim to be
paid E. P. Sut-
ler.

Section 1. Be it enacted [resolved] by the General Assembly of the State of South Carolina: That the County Superintendent of Education for Charleston County be and is hereby authorized and required to approve, and the County Treasurer of said County be and is hereby authorized and required to pay, a certain certificate or warrant for the sum of twenty-five dollars

(\$25.00), issued to Mr. E. P. Sutler on or about the 18th day of February, 1898, by the Trustees of School District No. 8, in the said County of Charleston, for the building of a school house: *Provided*, That it shall not have precedence of any teacher's pay certificate for the present scholastic year. A. D. 1902.

Approved the 11th day of February, A. D. 1902.

No. 682.

A JOINT RESOLUTION TO CONFIRM THE PURCHASE OF A SCHOOL HOUSE BY THE TRUSTEES OF NO. 10 SCHOOL DISTRICT OF CHEROKEE COUNTY.

Section 1. Be it resolved by the General Assembly of the State of South Carolina: That the purchase of the School House for the Graded School of District No. 10 of Cherokee County, by the Trustees of said School District from Eva C. Sams and Carrie O. Sams, and the deed conveying the same dated 24th May, 1901, and all contracts and obligations with reference thereto by said Trustees, be and the same are hereby confirmed and the title to said School House is hereby vested in said Trustees as such and their successors in office forever. Purchase
school house
confirmed.

Approved the 20th day of February, A. D. 1902.

No. 683.

A JOINT RESOLUTION TO REQUIRE THE TREASURER OF CHEROKEE COUNTY TO PAY CERTAIN SURPLUS TO SPECIAL SINKING FUND COMMISSION.

Section 1. Be it enacted [resolved] by the General Assembly of the State of South Carolina: That the Treasurer of Cherokee County be, and he is hereby required to pay over to the Sinking Fund Commission, for that part of Cherokee County carved out of Spartanburg County, any surplus arising from the tax levy made for the purpose of building the County jail of Spartanburg County, or made for the payment of the debt created therefor. Sinking Fund
commission of
Cherokee Co.

Approved the 11th day of February, A. D. 1902.

A. D. 1902.

No. 684.

A JOINT RESOLUTION TO AUTHORIZE AND EMPOWER THE
BOARD OF COUNTY COMMISSIONERS OF CHEROKEE COUNTY
TO APPLY CERTAIN SURPLUS TO BRIDGE DEBT.

Bridge debt
Cherokee Co.

Section 1. Be it enacted [resolved] by the General Assembly of the State of South Carolina: That the Board of County Commissioners of Cherokee County is hereby authorized and empowered to apply any surplus, now or hereafter coming into the hands of the County Treasurer, from the levy of taxes for the purpose of erecting County jail, to the payment of any indebtedness heretofore created in building a bridge across Broad river.

Approved the 11th day of February, A. D. 1902.

No. 685.

A JOINT RESOLUTION AUTHORIZING THE BOARD OF COUNTY COMMISSIONERS OF CHEROKEE COUNTY TO BORROW MONEY FROM THE SINKING FUND OF SAID COUNTY.

Sinking Fund
Commissioners
authorized to
make loan to
Cherokee Co.

Section 1. Be it enacted [resolved] by the General Assembly of the State of South Carolina: That the Board of County Commissioners of Cherokee County is hereby authorized and empowered to borrow from the Sinking Fund, or funds of said County, such amount or amounts of money as may be necessary to pay off the indebtedness of said County, created for the purpose of building a bridge across Broad River, and may pledge the taxes hereafter levied for that purpose, not to exceed one mill in any one year, to liquidate such indebtedness to such funds in such instalments as they shall deem to the best interest of the County: *Provided*, Nothing herein contained shall prevent the County Commissioners from building another bridge in said County across Broad River, if they deem it advisable, not to exceed in cost five thousand dollars, at such place on said river as the County Commissioners may select: *Provided, further*, That the money to be used in constructing the said bridge shall be borrowed from the County Sinking Fund, if said Sinking Fund has sufficient money on hand; if not, the County Commis-

Tax levy to
repay.

sioners may borrow the above mentioned sum, if so much be necessary, from the Commissioners of the State Sinking Fund, or from any other source at a rate of interest not to exceed five per cent. per annum: *Provided, further,* The tax levy for paying for said second bridge, if built, shall not exceed one mill in any one year.

A. D. 1902.

Approved the 11th day of February, A. D. 1902.

No. 686.

A JOINT RESOLUTION TO REFUND TO MRS. E. O. PARHAM, OF DARLINGTON COUNTY, CERTAIN TAXES.

Section 1. Be it enacted [resolved] by the General Assembly of the State of South Carolina: That the Comptroller General of this State be, and is hereby, authorized and required to draw his warrant on the State Treasurer in favor of Mrs. E. O. Parham, for the sum of eight and 55-100 dollars, and the State Treasurer is hereby authorized and required to pay said warrant out of any funds in the State Treasury not otherwise appropriated, and the County Supervisor of Darlington County is hereby authorized to draw his warrant in favor of Mrs. E. O. Parham for the sum of six and 28-100 dollars on the Treasurer of Darlington County, and the Treasurer of Darlington County is hereby authorized and required to pay the said warrant out of the funds in his hands for said County; and the County Superintendent of Education for said County is hereby authorized and required to draw his warrant for the sum of five and 13-100 dollars in favor of Mrs. E. O. Parham, and the County Treasurer is hereby authorized and required to pay said warrant out of the County school funds for said County, for the purpose of refunding to Mrs. E. O. Parham erroneous taxes paid in the above proportions as to State, school and County, for the years 1898, 1899 and 1900.

Refund of
taxes to E. O.
Parham.

Approved the 20th day of February, A. D. 1902.

A. D. 1902.

No. 687.

A JOINT RESOLUTION TO VALIDATE, APPROVE AND CONFIRM AN APPROPRIATION OF \$200 BY THE COUNTY BOARD OF COMMISSIONERS OF DARLINGTON COUNTY, TO A COUNTY EXHIBIT FOR THAT COUNTY TO THE SOUTH CAROLINA, INTERSTATE AND WEST INDIAN EXPOSITION.

Approval of
appropriation
by County
Commissioners,
Darlington.

Section 1. Be it resolved by the General Assembly of the State of South Carolina: That the appropriation of two hundred dollars of County funds, by the County Board of Commissioners of Darlington County, towards a County exhibit for that County in the South Carolina Interstate and West Indian Exposition, be, and the said appropriation is hereby, validated, approved and confirmed.

Approved the 28th day of February, A. D. 1902.

No. 688.

A JOINT RESOLUTION TO AUTHORIZE AND REQUIRE THE COMPTROLLER GENERAL TO DRAW HIS WARRANT ON THE STATE TREASURER FOR TWENTY-EIGHT DOLLARS AND FORTY CENTS IN FAVOR OF NEAL B. THOMPSON, GUARDIAN.

Claim Neal
B. Thompson
to be paid.

Section 1. Be it resolved by the General Assembly of the State of South Carolina: That the Comptroller General of the State be, and he is hereby, authorized and required to draw his warrants for the sum of twenty-eight dollars and forty cents in favor of Neal B. Thompson, as guardian, to reimburse him for back taxes overpaid by him as such guardian; that he shall draw one of said warrants as provided above, for such part of the above amount as shall be found to be due by the County of Florence and the Treasurer of said County is hereby authorized and required to pay the same; that he shall draw the other of said warrants for such part of the said amount as shall be found to be due by the State of South Carolina and the State Treasurer is hereby authorized and required to pay the same.

Approved the 20th day of February, A. D. 1902.

No. 689.

A. D. 1902.


A JOINT RESOLUTION TO AUTHORIZE AND DIRECT THE SECRETARY OF STATE TO DELIVER TO THE LADIES' MEMORIAL ASSOCIATION OF GREENWOOD, SOUTH CAROLINA, OR ITS AUTHORIZED AGENT, THE SECTION OF GRANITE COLUMN LYING ON THE STATE HOUSE GROUNDS, NEAREST ASSEMBLY STREET, WITH CIRCULAR BASE AND CAP-STONES FOR SAME.

Section 1. Be it resolved by the General Assembly of the State of South Carolina: That the Secretary of State be, and he is hereby, authorized and directed to deliver to the Ladies' Memorial Association, of Greenwood, South Carolina, or its authorized agent, the section of granite column lying on the State House grounds, nearest Assembly Street, with circular base and cap-stones for same, for the purpose of erecting a Confederate monument at Greenwood, South Carolina.

Granite columns given ladies Memorial Association of Greenwood.

Approved the 11th day of February, A. D. 1902.

No. 690.

A JOINT RESOLUTION TO AUTHORIZE AND DIRECT T. C. TURNER, CLERK OF THE COURT FOR GREENWOOD COUNTY, TO PAY OVER TO JAMES R. RICHARDSON AND MARY JANE RICHARDSON THE PENSION MONEY, IN HIS HANDS, DUE TO JAMES A. RICHARDSON, DECEASED.

Section 1. Be it resolved by the General Assembly of the State of South Carolina: That T. C. Turner, Clerk of the Court of Common Pleas for Greenwood County, be, and he is hereby, authorized and directed to pay over to James R. Richardson and Mary Jane Richardson, surviving children and only distributees of James A. Richardson, a deceased Confederate soldier, the sum of fourteen dollars and seventy cents (\$14.70), the amount of money now in his hands, which was found to be due to said James A. Richardson as a pension, and not drawn by him before his death, in September, 1901.

Pension claim.

Approved the 28th day of February, A. D. 1902.

A. D. 1902.

No. 691.

A JOINT RESOLUTION AUTHORIZING AND REQUIRING THE SUPERINTENDENT OF EDUCATION FOR HAMPTON COUNTY TO APPROVE SCHOOL CLAIM OF MRS. MAMIE GETSINGER, FOR THIRTY DOLLARS, AGAINST THE VARNVILLE SCHOOL DISTRICT, AND TO PROVIDE FOR THE PAYMENT THEREOF.

School claim
to be paid Mrs.
Mamie Getsinger.

Section 1. Be it resolved by the General Assembly of the State of South Carolina: That the Superintendent of Education for Hampton County is authorized and hereby required to approve a school claim of Mrs. Mamie Getsinger, for thirty dollars, against the Varnville School District, and the County Treasurer is authorized and required to pay the same out of any funds to the credit of said School District.

Approved the 20th day of February, A. D. 1902.

No. 692.

A JOINT RESOLUTION AUTHORIZING AND REQUIRING THE SUPERINTENDENT OF EDUCATION OF HAMPTON COUNTY TO APPROVE SCHOOL CLAIM OF MISS MAUD CHISHOLM, FOR TWENTY-FIVE DOLLARS, AGAINST SCHOOL DISTRICT NO. ONE, FOR SAID COUNTY, AND TO PROVIDE FOR THE PAYMENT THEREOF.

School claim
to be paid Miss
Maud Chisholm.

Section 1. Be it resolved by the General Assembly of the State of South Carolina: That the Superintendent of Education for Hampton County is hereby authorized and required to approve school claim of Miss Maud Chisholm, for twenty-five dollars, against School District No. one, of said County; and the County Treasurer of said County is hereby required to pay the same out of any funds to the credit of said School District.

Approved the 20th day of February, A. D. 1902.

No. 693.

A. D. 1902.

JOINT RESOLUTION TO AUTHORIZE AND DIRECT THE
COUNTY COMMISSIONERS OF KERSHAW COUNTY TO AUDIT
AND PAY THE EXPENSES OF THE TRIAL OF W. R. CRAW-
FORD.

Section 1. Be it enacted [resolved] by the General Assembly of the State of South Carolina: That the County Commissioners of Kershaw County be, and they are hereby, authorized and directed to examine and audit all claims against said County of Kershaw for legal costs and charges arising out of the trial of W. R. Crawford for murder; and that such claims as shall be approved by said Board, and are proper legal charges against said County, be paid as provided by law. Expenses trial
of W R Craw-
ford.

Approved the 28th day of February, A. D. 1902.

No. 694.

A JOINT RESOLUTION TO DONATE CERTAIN PIECES OF RE-
FUSE GRANITE AND MARBLE TO THE DAUGHTERS OF THE
CONFEDERATE VETERANS OF LAURENS COUNTY.

Section 1. Be it enacted [resolved] by the General Assembly of the State of South Carolina: That the Secretary of State be authorized and required to donate to the Laurens Chapter of the Daughters of the Confederate Veterans of Laurens County sufficient pieces of the refuse granite and marble now on the grounds of the capitol for the erection of a base to a monument to the Confederate dead of Laurens County: *Provided*, That such donations do not conflict with the donations heretofore made to the Spartanburg Chapter United Daughters of the Confederacy of Spartanburg, S. C., or with that heretofore made to the Ladies' Memorial Association of Greenwood, S. C. Granite col-
umn given
Daughters of
Confederate
Veterans, Lau-
rens.

Approved the 20th day of February, A. D. 1902.

A. D. 1902.

No. 695.

A JOINT RESOLUTION TO AUTHORIZE AND REQUIRE THE PAYMENT OF \$7.00 TO B. W. BALL, OF LAURENS COUNTY FOR BURNT CERTIFICATE OF BROWN CONSOL STOCKS.

Claim B. W.
Ball to be
paid.

Section 1. Be it resolved by the General Assembly of the State of South Carolina: That the Comptroller General be authorized and required to draw his warrant, and the State Treasurer to pay same, for seven dollars to and in favor of B. W. Ball, of Laurens County, his heirs, executors and administrators, for certificate No. 1739, Brown Consol Stocks, standing in the name of B. W. Ball, which certificate has been destroyed by fire.

Approved the 20th day of February, 1902.

No. 696.

A JOINT RESOLUTION TO AUTHORIZE AND REQUIRE THE PAYMENT OF CERTAIN PAST DUE SCHOOL CLAIMS IN WILLIAMSBURG COUNTY.

School claim
to be paid.

Section 1. Be it enacted [resolved] by the General Assembly of the State of South Carolina: That the County Superintendent of Education of Williamsburg County be, and is hereby, authorized and required to approve and order paid out of any funds now on hand or hereafter to be collected for the school districts hereinafter mentioned, and that the County Treasurer of said County be, and is hereby, authorized and required to pay said claims out of any funds now on hand or hereafter to be collected and apportioned for and to the said school districts, respectively, against which said claims are chargeable, to wit:

To Miss Sue M. Carrington, District No. 4, from November 12 to December 7, 1900, \$20.00

To Miss Sue M. Carrington, District No. 4, from December 10, 1900, to January 11, 1901, \$20.00.

To Miss Janie M. Shaw, District No. 7, from November 19 to December 18, 1900, \$24.00.

To Miss Janie M. Shaw, District No. 7, from December 31, 1900, to January 25, 1901, \$24.00.

All of said claims being for services of said persons as teachers in the public schools of said districts, respectively, for the times above mentioned.

A. D. 1902.

Approved the 12th day of February, A. D. 1902.

No. 697.

A JOINT RESOLUTION TO PROVIDE FOR A SURVEY AND ESTIMATE OF THE COST, AND REPORT AND RECOMMENDATION, AS TO THE REPAIR OF THE GIBSON DAM, IN MARION COUNTY.

Section 1. Be it enacted by the General Assembly of the State of South Carolina: That on and after the approval of this Joint Resolution by the Governor, the County Board of Commissioners of Marion County be, and are hereby, authorized and required to have a careful survey made, by a competent surveyor and engineer, of the Gibson dam, on the east side of the Great Pee Dee River, beginning near the Pee Dee River Railroad bridge, in said County; and to have, by the said surveyor and engineer, a careful estimate made of the cost of repairing and restoring the said dam; and also to require the said surveyor and engineer to ascertain and report to themselves whether the said dam ought to be extended, and to what limit, and the cost of such extension; and also an estimate of the number of acres of lands, with the names of the owners, which will be protected by the said dam, and by its extension, if any.

Repair Gibson dam, Marion County.

Sec. 2. That the said County Board of Commissioners are hereby authorized and required to draw their warrant on the County Treasurer, and the County Treasurer to pay the same, out of the fund for roads and bridges for said County, for the pay and cost of the surveyor and engineer, not to exceed the sum of four hundred dollars.

Approved the 28th day of February, A. D. 1902.

A. D. 1902.

No. 898.

A JOINT RESOLUTION TO REFUND TEN AND 80-100 DOLLARS TO W. McD. ALFORD, OF MARION COUNTY, FOR TAXES IMPROPERLY PAID BY HIM.

Claim of W.
M. Alford to
be paid.

Section 1. Be it resolved by the General Assembly of the State of South Carolina: That the Comptroller General be authorized and required to draw his warrant, and the State Treasurer to pay same, for four dollars and fifty cents in favor of W. McD. Alford, of Marion County, and that the County Board of Commissioners of Marion County be authorized and required to draw their warrant against ordinary county funds of that County for three dollars and sixty cents, and their warrant against the general school fund of that County for two dollars and seventy cents; and the County Treasurer of that County to pay said warrants out of the funds drawn against, both in favor of said W. McD. Alford; all for the purpose of refunding to him the sum of ten dollars and eighty cents, as State, school and County taxes improperly paid by him on a certain tract of land in that County in 1900; to wit, by double payment on same land, as is seen by annexed petition and certificate.

Approved the 28th day of February, A. D. 1902.

No. 899.

A JOINT RESOLUTION (WITH A PETITION AND STATEMENT) TO PROVIDE FOR REFUNDING \$10.55 TO A. G. WISE OF MARION COUNTY FOR CERTAIN TAXES IMPROPERLY PAID BY HIM.

Claim A. G.
Wise to be
paid.

Section 1. Be it resolved by the General Assembly of the State of South Carolina: That the Comptroller General be authorized and required to draw his warrant, and the State Treasurer to pay same, in favor of A. G. Wise of Marion County for four dollars and thirty-five cents out of any funds not otherwise appropriated, and that the County Board of Commissioners of Marion County be authorized and required to draw their warrant against the ordinary County fund for three dollars and fifty-four cents, and their warrant against the general school fund of said County for two dollars and sixty-six

cents in favor of A. G. Wise, and the County Treasurer to pay both of said warrants out of the funds so drawn upon, all of the aforesaid payments being for the purpose of refunding to A. G. Wise the sum of ten dollars and fifty-five cents, as the total of State, school and County taxes improperly paid by him by mistake on a certain tract of land in said County in the years 1898, 1899 and 1900, which taxes were also paid by the real owner of said lands for the same years. A. D. 1902.

Approved the 28th day of February, A. D. 1902.

No. 700.

A JOINT RESOLUTION TO REQUIRE THE PAYMENT OF ONE HUNDRED DOLLARS EACH TO A. P. CRISP, W. J. STRIBLING AND J. W. HOLLEMAN FOR THEIR SERVICES AS SPECIAL COMMITTEE ON COURT HOUSE AND JAIL IN OCONEE COUNTY.

Section 1. Be it resolved by the General Assembly of the State of South Carolina: That the County Board Commissioners of Oconee County are hereby authorized and required to draw three warrants for one hundred dollars each, and the County Treasurer to pay the same out of the ordinary County funds of Oconee County, one in favor of A. P. Crisp, one in favor of W. J. Stribling, and one in favor of J. W. Holleman, as compensation for their services as a committee in contracting for and supervising the erection of a jail and the repairs and remodelling of the Court House for Oconee County. Compensation Committee on Court House and Jail in Oconee.

Approved the 28th day of February, A. D. 1902.

No. 701.

A JOINT RESOLUTION TO REQUIRE THE COMPTROLLER GENERAL TO DRAW HIS WARRANT TO J. T. PARKS, EDITOR OF THE "PATRIOT," AND J. L. SIMS, EDITOR OF THE "TIMES AND DEMOCRAT," OF ORANGEBURG, FOR ADVERTISING SPECIAL ELECTION.

Section 1. Be it resolved by the General Assembly of the State of South Carolina: That the Comptroller General be, and Claims to be paid.

A. D. 1902.

he is hereby, required to draw his warrant for \$12 each to James T. Parks, editor of the "Patriot," and J. L. Sims, editor of the "Times and Democrat," of Orangeburg, for publishing the time of and names of the managers of a special election held in 1899, for a member of the House of Representatives to succeed L. K. Sturkie, who had resigned, and the State Treasurer to pay the same.

Approved the 28th day of February, A. D. 1902.

No. 702.

A JOINT RESOLUTION TO AUTHORIZE THE SECRETARY OF STATE TO DELIVER TO THE COLUMBIA CHAPTER DAUGHTERS OF THE AMERICAN REVOLUTION ONE OF THE BROKEN GRANITE COLUMNS FOR THE ERECTION OF A MONUMENT ON THE STATE HOUSE GROUNDS, TO THE SOLDIERS OF SOUTH CAROLINA WHO FOUGHT IN THE REVOLUTIONARY WAR.

Granite column given to Columbia Chapter D. A. R.

Section 1. Be it resolved by the General Assembly of the State of South Carolina: That the Secretary of State be, and he is hereby, authorized and empowered to deliver to the Columbia Chapter Daughters of the American Revolution, the remaining portion of the granite column, broken by the contractor in attempting to place same upon the rear portico of the State Capitol; the said granite column to be used for a monument to be erected to the memory of the soldiers from South Carolina, who fought in the Revolutionary war.

Monument on State House grounds.

Sec. 2. That the Columbia Chapter Daughters of the American Revolution be permitted to erect said monument on the State House Grounds, the place to be designated by the Secretary of State.

Sec. 3. Nothing herein contained shall be allowed to conflict with the provisions of the Resolutions making similar donations to the Memorial Associations of Greenwood and Spartanburg.

Approved the 28th day of February, A. D. 1902.

No. 703.

A. D. 1902.

A JOINT RESOLUTION TO AUTHORIZE AND DIRECT THE SECRETARY OF STATE TO DELIVER TO THE SPARTAN CHAPTER OF UNITED DAUGHTERS OF THE CONFEDERACY, OR THEIR AUTHORIZED AGENT, ONE OF THE BROKEN GRANITE COLUMNS ON THE STATE HOUSE GROUNDS, TO BE USED IN THE ERECTION OF A CONFEDERATE MONUMENT ON THE PUBLIC SQUARE IN THE CITY OF SPARTANBURG.

Section 1. Be it enacted [resolved] by the General Assembly of the State of South Carolina: That the Secretary of State be, and he is hereby, authorized and directed to deliver to the Spartan Chapter of United Daughters of the Confederacy, or their authorized agent, the granite column which is broken in two pieces, now on the State House grounds, and the base and cap stones belonging thereto, if any there be not in use, to be used in the erection of a Confederate monument on the public square in the city of Spartanburg.

Granite column given
Spartanburg
Chapter United
Daughters
of the Confederacy.

Approved the 19th day of February, A. D. 1902.

No. 704.

A JOINT RESOLUTION TO REFUND TO MISS ELEANOR THOMPSON CERTAIN TAXES.

Section 1. Be it resolved by the General Assembly of the State of South Carolina: That the Comptroller General of this State be, and is hereby authorized and required to draw his warrant on the State Treasurer in favor of Miss Eleanor Thompson for the sum of eleven 33-100 dollars overpaid taxes for the years 1898 and 1899, and the State Treasurer is hereby authorized and required to pay said warrant out of any funds in the State Treasury not otherwise appropriated; and the Treasurer of Sumter County be and he is hereby authorized and required to refund to the said Miss Eleanor Thompson the sum of sixteen 34-100 dollars for overpaid-taxes.

Taxes to be
refunded.

Approved the 28th day of February, A. D. 1902.

CHARTERS AND AMENDMENTS,

ISSUED BY HON. M. R. COOPER, SECRETARY OF STATE,
For the Fiscal Year 1901.

Municipal Corporations.

Charters Granted.

Towns of Less Than One Thousand Inhabitants.

CALHOUN.—Chartered August 13, 1901.

Corporate Limits: Half mile from depot in all directions.

Intendant: J. H. Burgess.

Wardens: J. T. Fennell, E. M. DuPre, J. W. Smith and W. N. Cochran.

Inhabitants when chartered: 224.

Petitioners for Incorporation: Jerry H. Payne, John Tilman Fennell, William R. Barker, Elijah T. Leavelle, Jesse H. Barker, Joseph H. Burgess, Winslow P. Sloan, John W. Smith, Eugene McS. DuPre and Aaron J. Boggs.

Commissioners of Election appointed: J. H. Burgess, E. T. Leavelle and J. W. Smith.

Date of Commission: April 15, 1901.

Managers of Election: J. T. Fennell, W. N. Cochran and E. M. DuPre.

CENTRAL.—Chartered October 8, 1901.

Corporate Limits: The circumference of a circle, with its centre at the old depot of the Southern Railroad Company, (it being the depot which was the centre of the former town of Central) and having a radius of one-half ($\frac{1}{2}$) mile.

Intendent: Robert G. Gaines.

Wardens: L. R. Eaton, E. B. Stephens, J. C. Brock, and C. B. Smith.

Inhabitants when chartered: 349.

Petitioners for Incorporation: Lucius Ross Eaton, Charles Bascon Smith, Robert G. Gaines, James Henry Rowland, Thomas Jefferson Gassoway, Cal. Henry Billingsby, James Elbert Brown, Elbert Besan Stephens, Joseph Clayton Brock, Sam Kelly.

Commissioners of Election appointed: L. R. Eaton, R. G. Gaines, and Charles Bascon Smith.

Date of Commission: September 18, 1901.

Managers of Election: E. B. Stephens, W. B. Gaines, and C. C. Fricks.

McBEE—Chartered September 18, 1901.

Corporate Limits: One mile square (S. A. L. Depot a centre.)

Intendant: J. T. Bailey.

Wardens: J. E. Seegers, J. K. McCoy, T. H. Burch, and M. B. Grant.

Inhabitants when chartered: 151.

Petitioners for Incorporation: John Aaron Seegers, Joseph Edward Seegers, Benjamin Ward Heath, James Ed. Middleton, John Alexander McCaskill, Evan Samuel Rollins, Marvin Baxter Grant, John Curtis, John Greenleaf Grant and Alexander Bolin.

Commissioners of Election appointed: J. A. Seegers, M. B. Grant, and A. Bolin.

Date of Commission: September 18, 1901.

Managers of Election: F. W. Veto, J. G. Grant and E. S. Rollings.

JEFFERSON—Chartered December 28, 1901.

Corporate Limits: The circumference of a circle, with its centre at a stone in the middle of the Camden and Charlotte public road, one hundred and twenty feet northwest of the Jefferson Baptist Church, and having a radius of five-eighths of a mile.

Intendant: L. E. Gardner.

Wardens: J. L. Lowry, W. M. Miller, J. A. Baker and B. A. Evans.

Inhabitants when chartered: 164.

Petitioners for Incorporation: Geo. Winfield Gregory, M. D., Lewis Edward Gardner, Samuel Leard Gay, William Michael Miller, James Walter Miller, Julius Alexander Baker, Edwin Jackson Miller, William Jackson Kirkley, John Lindsay Lowry and Benjamin Albert Evans.

Commissioners of Election appointed: W. M. Miller, S. L. Gay, R. J. Almond and B. A. Evans.

Date of Commission: November 14, 1901.

Managers of Election: J. W. Miller, E. J. Miller and J. L. Lowry.

SIMPSONVILLE—Chartered August 13, 1901.

Corporate Limits: The circumference of a circle with its centre at where the first street crosses the railroad north of the depot, and having a radius of one-half mile.

Intendant: C. M. Todd.

Wardens: F. D. Hunter, D. L. Jones, G. H. Greene and W. H. Boseman.

Inhabitants when chartered: 205.

Petitioners for Incorporation: Samuel Tolliver Moore, George Hembre Green, William Perry Gresham, Thomas Lankford Henderson, John Henry Todd, Jesse Homer West, Alexander Abercrombie, Wade Hampton Bozeman, Florence Duane Hunter and Sidney Julius Wilson.

Commissioners of Election appointed: W. P. Gresham, S. J. Wilson and F. D. Hunter.

Date of Commission: August 13, 1901.

Managers of Election: C. M. Todd, G. H. Greene, and D. L. Jones.

Surrender of Old Charter, and Acceptance of Re-Incorporation.

Towns of Less Than One Thousand Inhabitants.

HODGES—Certificate of Re-Incorporation issued January 17, 1901.

State of South Carolina.—County of Greenwood.—The Town of Hodges.

To the Honorable M. R. Cooper, Secretary of State:

We, C. F. Seawright, Intendant, and C. A. Moore, T. B. Milford, W. A. McCord, and C. W. Casson, Wardens, constituting the Town Council of the Town of Hodges, do hereby certify, that an election held in the said Town of Hodges on the 10th day of January, A. D. 1901, said election having been first ordered by the said Town Council on twenty days public notice of the same, at which election the question: "Shall the Town of Hodges surrender its charter and accept incorporation under an Act to provide for the Corporation of Towns of less than one thousand inhabitants, approved March second, 1896?" was voted on by the qualified electors of said town, which election resulted in twenty-four (24) ballots being cast, of which ballots twenty-four were in favor of said proposition, and

none against the same, as is shown by the sworn return of the managers of said election, which is hereto attached.

January 11th, 1901.

C. F. SEAWRIGHT,
Intendant.

C. W. Casson,
T. B. Milford,
C. A. Moore,

Wardens of the Town of Hodges, S. C.

Attest:

W. A. McCord, Clerk of Town Council, Hodges, S. C.
State of South Carolina.—County of Greenwood.—Town of Hodges.

Personally appeared before me, C. O. Nickles, W. H. Emerson and J. H. McCord, who, each for himself and not one for the other, being duly sworn, says: That they were duly appointed by the Town Council of Hodges, S. C., managers of an election, ordered to be held in said town, for the purpose of submitting to the qualified electors of the said Town the question, viz: "Shall the Town of Hodges surrender its Charter and accept Incorporation under an Act to provide for the corporation of Towns of less than one thousand inhabitants, approved March second, 1896?"

That the said election was duly held by us, on the 10th day of January, 1901, and at which said election twenty-four (24) ballots were cast in all, twenty-four of which were in favor of surrendering the old charter and accepting a charter under said Act.

C. Q. Nickles,
J. H. McCord.
M. H. Emerson.

Subscribed and sworn to before me this 11th day of January, 1901.
C. W. RAINWATER, Notary Public, S. C.

SUMMIT—Certificate of Re-Incorporation issued May 15, 1901.
State of South Carolina.—County of Lexington.

To the Secretary of State of South Carolina:

As a result of a Town Election held at Summit, State and County above named, for the purpose of obtaining a new Charter of Incorporation, we, herewith endorse your sworn statement of managers of said election held on April 13th, 1901, and ask that new charter be issued for above named town under an Act of the Legislature to

provide for the Corporation of Towns of less than one thousand inhabitants. Section 20 as amended to session of 1900.

By order of Council.

D. T. HARE,
Intendant.

W. A. HARE, Clerk of Council.

State of South Carolina.—County of Lexington.

To Town Council Summit:

We, the undersigned, appointed as Managers of the Election at Summit, S. C., held on the 13th day of April, A. D. 1901, in the County and State aforesaid, make the following statement and return of votes given at the aforesaid election upon the following question:

Total number of votes cast.. . . .	8
For New Charter of Incorporation.. . . .	8
Against New Charter of Incorporation.. . . .	0
Majority for New Charter of Incorporation.. . . .	8

Given under our hands and seals this 13th day of April, A. D. 1901.

W. A. Hare,
J. M. Shealy
P. E. Amrick,
Managers of Election.

BLLENHEIM—Certificate of Re-Incorporation issued June 4, 1901.

Blenheim, S. C., May 16, 1901.

Hon. Secretary of State, Columbia, S. C.

Dear Sir: An election was held here yesterday to submit the question of surrendering the present Charter of this town and accepting a Charter under the Act of the Legislature of 1896 which provides for the incorporation of towns of less than one thousand inhabitants. We enclose you the sworn returns of the managers. You will please issue and forward us a charter under this Act.

Respectfully,

F. B. WHITTINGTON,
Intendant.

We, the managers appointed by the Town Council of Blenheim, for an election to be held on May 15th to submit the question of surrendering the present Charter of the Town of Blenheim and accepting incorporation under an Act of the Legislature of 1896 providing for incorporation of towns of less than one thousand inhabitants, hereby declare the results as follows: Fifteen ballots were cast in

favor and none against surrendering the charter and accepting incorporation under the Act of 1896.

J. E. Hunter,
J. C. Campbell.

Personally appeared before me and made oath that the above statement is true and correct, J. C. Campbell and J. E. Hunter, managers of the election held in the town of Blenheim on May 15th, 1901.

G. W. FREEMAN, Notary Public.

Towns of More than One Thousand and Less than Five Thousand Inhabitants.

EASLEY—Certificate of Re-Incorporation issued March 22, 1901.

Easley, S. C., March 20, 1901.

To Secretary of State, Columbia, S. C.

Dear Sir: At a special election, held March 18, 1901, in the Town of Easley, Pickens County, South Carolina, it was voted, affirmed and decided that said Town of Easley, County and State mentioned, should request a charter and articles of incorporation as is provided in Act 36, of General Assembly's session of 1896.

The Town of Easley contains an approximated population of (1,200) twelve hundred, and it is desired that said Town of Easley be districted into Wards, as provided by law. The next election will be held on the third Monday in April, and it is desired that Charter and Articles of Incorporation be secured so that said Town of Easley may elect a Mayor and Wardens as is required, and in conformance to Act 36 of 1896

To this end, we (the present members of the Town Council of Easley, Pickens County, S. C.,) now enclose the Charter fee of (\$20.00) twenty dollars, the sworn statement, subscribed to by managers of the special election, and make request that Charter and Articles of Incorporation be granted said Town of Easley, and to allow it to retain its present limits which is a circle having a radius of one mile, the centre of which is the Southern Railway depot.

With all respect, we subscribe ourselves,

C. T. MARTIN,

Intendant.

R. F. Smith,
J. M. Barr,
W. W. Ford.

W. L. PICKENS, Council Clerk.

Members of Council.

State of South Carolina.—County of Pickens.—Town of Easley.

At an election held this day, March 18th, 1901, on the question, Shall the Town of Easley surrender its present Charter and accept a Charter under Section 36, Act of General Assembly of 1896?

Total vote cast was twenty-eight, of which those voting yes was twenty-seven, and those voting no was one.

We, the undersigned managers, certify that the above statement is correct.

J. H. Martin, Clerk.

J. D. Acker,

A. W. Hidgins.

Sworn to and subscribed before me this 18th day of March, A. D. 1901.

C. T. MARTIN, Intendant.

DILLON—Certificate of Re-Incorporation issued April 4, 1901.

Dillon, S. C., April 3, 1901.

Hon. M. R. Cooper, Secretary of State, Columbia, S. C.

Dear Sir: We, the undersigned members of the Town Council of the Town of Dillon, do hereby certify that an election was ordered by said Town Council to be held on the 3rd day of April, 1901, at which was submitted to the qualified electors of said Town the question of surrendering the present Charter of said Town and accepting a new Charter as provided by law for towns of over 1,000 and less than 5,000 inhabitants. That more than twenty days' public notice of said election was given; that the managers of said election appointed by said Council were: Messrs. J. E. Sprunt, H. K. Cottingham, and S. W. Jackson, and that the sworn returns of said managers show that forty-two (42) votes were cast in favor of the new Charter, and none opposed.

Respectfully,

S. S. REZIER,

Intendant.

W. K. Hamilton,

E. T. Elliott,

T. A. Dillon,

E. Y. Moore,

State of South Carolina.—County of Marion.

We, the undersigned managers of an election held in the Town of Dillon, April 3rd, 1901, hereby certify that the result of the election

on question of new Charter or old Charter is as follows: For new Charter, forty-two votes; for old Charter, no votes.

J. E. Sprunt,
H. K. Cottingham,
S. W. Jackson,

Managers.

Sworn to and subscribed before me the 3rd day of April, 1901.

S. S. REZIER, Notary Public.

BATESBURG—Certificate of Re-Incorporation issued September 9, 1901.

Batesburg, S. C., Sept. 2, 1901.

Hon. M. R. Cooper, Secretary of State, Columbia, S. C.

Dear Sir: We, the undersigned members of the Town Council of the Town of Batesburg, do hereby certify that an election of the qualified electors of said town, ordered on a twenty days' notice, held on the 2nd day of September, 1901, to determine whether the old Charter of the Town of Batesburg should be surrendered, and accepting a Charter under an Act approved the 5th day of March, 1896, the same being Act No. 36, XXII. Statutes, and Acts amendatory thereof, the vote resulted:

For surrendering old Charter and accepting new Charter. . . .	63
Against surrendering old Charter and accepting new Charter. . .	6
Majority.	57

E. E. JONES,

Intendant.

M. B. Edwards,
J. A. Whitten,
W. Carlidge,
D. B. Rawl.

State of South Carolina.—Lexington County.

Personally appeared before me J. C. Glover, a Notary Public, (1) W. M. Cullum, (2) John Fox, (3) J. E. Hinnant, who being duly sworn each for himself sayeth that he was a manager at the above election and that the result as herein above declared is a just, true and correct return of said election.

(1) W. M. Cullum,
(2) John Fox,
(3) J. E. Hinnant,

Managers.

Sworn to before me this 2nd day of September, 1901.
(L. S.) JNO. C. GLOVER, N. P. S. C.

WALHALLA—Certificate of Re-Incorporation issued October 19, 1901.

The State of South Carolina.—County of Oconee.—Town of Walhalla.

To the Hon. M. R. Cooper, Secretary of State.

We, J. M. Ward, Intendant, and C. W. Pitchford, Secretary of the Town Council of the Town of Walhalla, hereby certify, that by an Ordinance of the said Town Council, passed on the — day of August, A. D. 1901, there was submitted to a special election held on Tuesday the 10th day of September, A. D. 1901, the question of surrendering the Charter of the Town of Walhalla under the Act of the General Assembly of the State of South Carolina, approved on the 9th day of February, A. D. 1882, and accepting a Charter under an Act of the General Assembly, approved the 5th day of March, 1896, and Acts amendatory thereof, that twenty days' notice of said election was given by publication in the Keowee Courier, a newspaper published at Walhalla, S. C., and by posting said notice at six public places in said town for a like period; that in said election all qualified electors were permitted to vote; that for the purpose of holding said election the following managers were appointed and served, to wit: G. K. Maxwell, George W. Hays and James Seaborn. That said election resulted as follows, to wit: In favor of surrendering old Charter and accepting new, forty-two votes; opposed to surrendering the old Charter and accepting new, five votes.

Witness our hands and the corporate seal of the town of Walhalla, S. C., this 9th day of October, A. D. 1901.

J. M. WARD, .

Intendant of Town.

C. W. PITCHFORD, Secretary of Town.

State of South Carolina.—County of Oconee.—Town of Walhalla.
To the Hon. M. R. Cooper, Secretary of State.

We, J. M. Ward, Intendant, and C. W. Pitchford, Secretary of the Town Council of the Town of Walhalla, do hereby certify that the inhabitants of the Town of Walhalla are less than five thousand and more than one thousand, to wit: one thousand three and seven.

The number of inhabitants of the town is derived from the result

of the last United States enumeration of census, which was endorsed and made the census of Walhalla.

Witness our hands and the corporate seal of the Town of Walhalla, S. C., this the 9th day of October, A. D. 1901.

J. M. WARD,

Intendant of Town.

C. W. PITCHFORD, Secretary of Town.

The State of South Carolina.—County of Oconee.—Town of Walhalla.

To the Hon. M. R. Cooper, Secretary of State.

Personally comes before me G. K. Maxwell, George W. Hays, and James Seaborn, who on oath each for himself says, that he was manager of the special election held in the Town of Walhalla on the 10th day of September, A. D. 1901, on the question of surrendering the Charter of the Town of Walhalla under the Act of the General Assembly, approved on the 9th day of February, A. D. 1882, and accepting a Charter under an Act of the General Assembly, approved the 5th day of March, 1896, and Acts amendatory thereof, that said election resulted as follows, to wit:

Votes.

In favor of surrendering the old Charter and accepting the new. 42

Opposed to surrendering the old Charter and accepting the new 5

G. K. Maxwell,

James Seaborn,

George W. Hays.

Sworn to before me this the 9th day of October, A. D. 1901.

(L. S.) J. W. SHELOR, N. P. S. C.

Cities of More than Five Thousand Inhabitants

SPARTANBURG.—Certificate of Re-Incorporation issued December 14, 1901.

To the Hon. M. R. Cooper, Secretary of State, Columbia, S. C.

After careful canvass of the reports or returns made to the City Council by the managers of the election held in the City of Spartanburg—a city in the State of South Carolina of more than five thousand and less than twenty-five thousand inhabitants—on Tuesday, the 10th day of December, 1901, in pursuance of the two Ordinances of said City Council hereto annexed and made a part of this certificate and petition, we, the undersigned Mayor and Aldermen constituting the City Council of the City of Spartanburg assembled, do

hereby certify to the following as a true result of said election, to wit:

1. Total vote in favor of Re-Incorporation, 257.
Total vote opposed to Re-Incorporation, none.
Total majority in favor of Re-Incorporation, 257.
2. Total vote in favor of the name "The City of Spartanburg," 250.
Total vote in favor of some other name, none.
Total majority in favor of the name "The City of Spartanburg," 250.
3. Arch B. Calvert was elected Mayor of said city by a majority of 251 votes.
W. R. Dillingham was elected Alderman from Ward One by a majority of 65 votes.
John Bomar was elected Alderman from Ward Two by a majority of 36 votes.
F. L. Lyles was elected Alderman from Ward Three by a majority of 20 votes.
J. M. Connor was elected Alderman from Ward Four by a majority of 46 votes.
J. W. Allen was elected Alderman from Ward Six by a majority of 34 votes.
J. D. Humphrey was elected Alderman from Ward Five by a majority of 44 votes.
4. Total vote in favor of the city to be incorporated paying the existing indebtedness of the present City of Spartanburg as now incorporated, and especially the bonded debt of Fifty Thousand (\$50,000) Dollars recently incurred in paving certain streets of the said city, none.

Total majority in favor of paying street paving bonds and all other existing indebtedness, 248.

We further certify that said election was conducted in accordance with law; that notice of the holding of the election was published in both the daily papers of the city, as required by the Act; that the managers were each and all duly sworn before entering upon their duties as such; that the poles were opened and closed as required by law, and that a statement of the result of the election at each of the polling precincts in said city was duly made by the managers thereof and transmitted to the City Council, and that in all other respects the said election was conducted and the said result as herein certified to ascertained in accordance with law.

Therefore, a Certificate of Incorporation of the said "City of

Spartanburg" with the privileges, powers, immunities and subject to the limitations prescribed in the Act of the General Assembly of the State of South Carolina, approved the 19th day of February, A. D. 1901, is prayed for.

Done and ratified this 12th day of December, 1901.

ARCH B. CALBERT,
Mayor.

W. H. Dillingham,
Alderman Ward 1.

John Bomar,
Alderman Ward 2.

Floyd L. Lyles,
Alderman Ward 3.

J. M. Connor,
Alderman Ward 4.

J. D. Humphrey,
Alderman Ward 5.

J. W. Allen,
Alderman Ward 6.

Attest:

JOS. M. ELFORD, City Clerk.

Eleemosynary Corporations.

Charters Granted.

Name: The Penn Normal, Industrial and Agricultural School.

Location: St. Helena Island, Beaufort County, South Carolina.

Date of Charter: January 15, 1901.

Purpose: The normal, industrial and agricultural training of negro boys and girls.

Officers: Laura M. Towne, Frogmore, S. C., Superintendent; Ellen Murray, Frogmore, S. C., Principal; J. R. McDonald, Frogmore, S. C., Treasurer; W. R. Walker, Union, S. C.; H. B. Trissell, Hampton, Va., Chairman; Helen C. Jinks, Philadelphia, Pa.; Henry Wilder Foote, Boston, Mass., Secretary.

Incorporated: In perpetuity.

Petitioners for Incorporation: Laura M. Towne, Frogmore, Beaufort County, S. C.; Ellen Murray, Frogmore, Beaufort County, S. C.; J. R. McDonald, Frogmore, Beaufort County, S. C., and Henry Wilder Foote, Boston, Mass.

Name: The South Carolina Kindergarten Association.

Location: Charleston, S. C.

Date of Charter: January 24, 1901.

Purpose: To maintain a training school for kindergartens, and one or more free kindergartens, and to promote the knowledge of Froebel's educational principles.

Officers: Mrs. M. M. Heyward, Charleston, President; Mrs. E. P. Guerard, Charleston, First Vice President; Mrs. Julius Visanski, Charleston, S. C., Second Vice President; Mrs. J. C. Tiedeman, Charleston, S. C., Treasurer; Miss S. G. Rose, Charleston, S. C., Corresponding Secretary; Miss M. E. Klinck, Charleston, S. C., Recording Secretary and Chairman Executive Committee; Miss Evelyn Holmes, Charleston, S. C., Chairman Educational Committee and Director Free Kindergarten and Training Class.

Incorporated: In perpetuity.

Petitioners for Incorporation: Miss M. M. Heyward, Mrs. C. L. Tiedeman, Miss S. G. Rose and Miss M. E. Klinck, all of the city of Charleston, S. C.

Name: The Mission Sisters of St. Francis.

Location: Florence, S. C.

Date of Charter: January 28, 1901.

Purpose: A religious, educational and charitable society.

Officers: Mother M. Francis Charpentier, Superioress; Sister M. Calvary Martel, Secretary; Sister M. Leo Bourassa, Treasurer, all of Florence, S. C.

Incorporated: In perpetuity.

Petitioners of Incorporation: Mother M. Francis Charpentier, Sister M. Calvary Martel and Sister M. Leo Bourassa, all of Florence, S. C.

Name: The Chesterfield Baptist High School.

Location: Chesterfield, S. C.

Date of Charter: February 8, 1901.

Purpose: To establish and found, conduct and maintain an institution for the education and training of the youth, both sexes, in the County and State aforesaid, and to hold property in common for a religious, educational, social, fraternal, charitable and the eleemosynary purposes, or any two or more of said purposes, under the direction and supervision of a Board of Officers, Teachers and Managers, duly elected by said proposed corporation, for the said purposes

Officers: D. T. Redfearn, Mt. Croghan, S. C., President; R. E. Rivers, Chesterfield, S. C., Secretary and Treasurer; B. S. Funderburk, Chesterfield, S. C., Trustee; G. J. Redfearne, Chesterfield, S. C., Trustee; J. P. Laney, Dudley, S. C., Trustee; D. F. Moore, Plains, S. C., Trustee; B. A. Evans, Jefferson, S. C., Trustee; J. A. Segars, McBee, S. C., Trustee; J. W. Ousley, Ousley, S. C., Trustee.

Incorporated: In perpetuity

Petitioners of Incorporation: G. J. Redfearne, R. E. Rivers and B. S. Funderburk, all of Chesterfield, S. C.

Name: The Benevolent Aid Society.

Location: Luck Creek Baptist Church (colored).

Date of Charter: February 8, 1901.

Purpose: That of a charitable society or association, and for the express purpose of looking after, caring for and administering to the comforts and needs of the sick, and poor and needy members, and to bury their dead. The same to be done by the members, both by person, and by paying into the treasury such amounts of money, at stated times, as the said corporation may determine and prescribe.

Officers: D. P. Davis, Henrietta, N. C., President; C. Howzer, Ezells, S. C., Vice President; H. Wadkins, State Line, S. C., Secretary; R. Davis, Maud, S. C., Treasurer; W. P. Booders, Goforth, S. C., Chaplain.

Incorporated: In perpetuity.

Petitioners for Incorporation: A. Norris and A. R. Scruggs, both of Gaffney, S. C., and A. Adams of Goforth, S. C.

Name: Pacolet Glee Club.

Location: Pacolet, S. C.

Date of Charter: February 20, 1901.

Purpose: Social.

Officers: Dan Smith, President; R. A. Plummer, Vice President; E. P. Brown, Secretary and Treasurer; B. W. Rector, Manager, H. E. Shell, Manager; Charles Dalquist, Manager, all of Pacolet, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: Dan Smith, R. A. Plummer, E. P. Brown, B. W. Rector and H. E. Shell, all of Pacolet, S. C.

Name: The Pee Dee Club.

Location: Marion, S. C.

Date of Charter: March 2, 1901.

Purpose: Social recreation and association.

Officers: C. A. Durham, President; Henry Mullins, Vice President; J. B. DuBose, Secretary and Treasurer; Henry Buck and J. D. Murchison, members of the Executive Committee, all of Marion, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: J. B. DuBose, C. A. Durham, Henry Mullins, J. D. Murchison and Henry Buck, all of Marion, S. C.

Name: The Charleston Hebrew School.

Location: Charleston, S. C.

Date of Charter: March 5, 1901.

Purpose: To maintain a school for the education of Hebrew children.

Officers: I. M. Pearlstine, Charleston, S. C., 493 King street, President; M. Levin, 515 King street, Charleston, S. C., Vice President; I. Jacobs, 502 King street, Charleston, S. C., Treasurer; J. Burkman, 448 King street, Charleston, S. C., Secretary.

Incorporated: In perpetuity.

Petitioners for Incorporation: J. M. Pearlstine, M. Levin, I. Jacobs, J. Berkman, all of Charleston, S. C.

Name: The Commercial Club.

Location: Lancaster, S. C.

Date of Charter: March 5, 1901.

Purpose: Social entertainment, instruction and amusement.

Officers: Leroy Springs, President; Charles D. Jones, Vice President; D. Reece Williams, Secretary and Treasurer, and W. C. Thomson, Ernest Moore, J. H. Witherspoon, J. E. Poare and George W. Williams, Board of Managers, all of Lancaster, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: Leroy Springs, Charles D. Jones and D. Reece Williams, all of Lancaster, S. C.

Name: Knights of Economy.

Location: White, S. C.

Date of Charter: March 5, 1901.

Purpose: To carry on and maintain a corporative system of buying and selling, and render mutual assistance to the unfortunate of its members.

Officers: S. F. Collins, White, President; J. W. Jackson, White, Treasurer; W. C. Johnson, White, Financial Secretary; J. B. Simpson, Spencer, Managers; Wesley McAdams, White, Manager; Isham Rogers, White, Manager.

Incorporated: In perpetuity.

Petitioners for Incorporation: J. B. Simpson, Spencer, P. O., and S. F. Collins, J. W. Jackson, W. C. Johnson, Wesley McAdams and Isham Rogers, all of White P. O.

Name: The Fraternal Aid Society.

Located: Gaffney, S. C.

Date of Charter: February 26, 1901.

Purpose: That of a charitable society, or association, and for the express purpose of looking after, caring for and administering to the comforts and needs of the sick, and poor and needy members, and to bury their dead. The same to be done by the members, both in person and by paying into the Treasury such amounts of money, at stated times, as the said corporation may determine and prescribe.

Officers: L. B. Berry, President; P. L. Humphries, Vice President; Permelia Norris, Treasurer; W. M. Phillips, Secretary; G. Gentry, Chaplain, all of Gaffney, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: A. Norris, M. E. Howzer and P. L. Humphries, all of Gaffney, S. C.

Name: The Grand Lodge of the Independent Order of Odd Fellows, of the State of South Carolina.

Location: Columbia, S. C.

Date of Charter: March 14, 1901.

Purpose: Mutual assistance.

Officers: John J. Rose, Charleston, S. C., Grand Master; W. S. Brown, Columbia, Grand Secretary; H. Endel, Greenville, Grand Treasurer.

Incorporated: In perpetuity.

Petitioners for Incorporation: W. S. Brown, N. W. Trump and W. E. Avery, Columbia, S. C.

Name: Canaan Baptist Church Home Mission Society.

Location: Canaan Baptist Church, near Columbia.

Date of Charter: February 11, 1901.

Purpose: Mutual co-operation and assistance, and fraternal aid, and mutual sympathy in distress; the management of a lodge or society to promote love and friendship, and to teach charity and benevolence; to exclude any one who does not practice its teachings.

Officers: B. R. June, President; S. Cooper, Secretary; Frank Anderson, Treasurer; G. W. Bolder, Vice President; B. W. Williams, Assistant Secretary; R. E. Saulter, General Manager; William Varn, Phileas Anderson, Janny Williams, Junette Cooper, Sick Committee.

Incorporated: In perpetuity.

Petitioners for Incorporation: Frank Anderson, R. E. Saulter and S. Cooper, all of Columbia, S. C.

Name: The Shultz Township Agricultural Club.

Location: Carolina Heights, S. C.

Date of Charter: March 15th, 1901.

Purpose: To be a social and fraternal association, for the purpose of discussing matters pertaining to the advancement of agriculture, and for that purpose they desire to own and hold property, with the right to improve the same, sell or exchange the same, to sue and be sued, and to exercise all rights according to law necessary to carry out their purpose as such agricultural association, and especially to

establish in connection with said property all grounds and places of exhibition and experiment which would bring to light any improvements and advances in the cause of agriculture.

Officers: A. P. Butler, President; J. C. Lamar, Vice President; W. E. Mealing, Secretary; W. B. Brigham, Treasurer.

Directors: J. C. Hammond, J. M. Landrum, C. L. Butler and J. J. Saxon.

Incorporated: In perpetuity.

Petitioners for Incorporation: A. P. Butler, J. C. Lamar, W. E. Mealing and W. B. Brigham, all of North Augusta, Aiken Co., S. C.

Name: The Commercial Club of Rock Hill, S. C.

Location: Rock Hill, S. C.

Date of Charter, March 18th, 1901.

Purpose: Social enjoyment of its members, and the promotion of the general welfare of the city of Rock Hill.

Officers: John G. Anderson, President; W. A. Pressley, Secretary; Walter H. Moore, Treasurer; John G. Anderson, Governor; R. T. Fewell, Governor; O. S. Poe, Governor; J. M. Cherry, Governor; T. L. Johnson, Governor; A. H. Green, Governor; J. J. Hull, Governor; T. A. Crawford, Governor; Sidney Friedheim, Governor; W. H. Wylie, Governor; W. J. Roddey, Governor, and John R. Barron, Governor, all of Rock Hill, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: Thomas G. Anderson, W. A. Pressley and Walter H. Moore, all of Rock Hill, S. C.

Name: Sons and Daughters of Dean Swamp.

Location: Roadville, S. C.

Date of Charter: March 20, 1901.

Purpose: Charitable; to aid each other in times of sickness or death.

Officers: L. C. Young, Bowyer, S. C., President; F. O. Williams, Roadville, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: L. E. Young, Bowyer, S. C.; F. O. Williams, Roadville, S. C.

Name: Grand Lodge of United Order of Colored Farmers' Aid.

Location: Kingstree, S. C.

Date of Charter: March 20, 1901.

Purpose: To assist its members in sickness and unavoidable trou-

ble, in distress, and bury them when they die; and also to grant charters to subordinate lodges, and to provide for the formation and government of the same.

Officers: Wilson S. Robinson, Kingstree, S. C., G. S.; Joseph E. Turner, Kingstree, S. C., G. M.; Ennock Grant, Kingstree, S. C., G. O.; Frank Green, Brunson, S. C., G. M.; Mitchell Scott, Bloomingvale, S. C., G. D M.; Raishell C. McCullough, Bloomingvale, S. C., G. T.; James Boyd, Bloomingvale, S. C., G. C.; Newton Scott, Brunson, S. C., G. Conductor.

Incorporated: In perpetuity.

Petitioners for Incorporation: Wilson S. Robinson, Kingstree, S. C.; Joseph E. Turner, Kingstree, S. C.; Ennock Grant, Kingstree, S. C., Frank Green, Brunson, S. C., Mitchell Scott, Bloomingvale, S. C., Raishell M. McCullough, Bloomingdale, S. C.

Name: The North Augusta Institute of South Carolina.

Location: Near Stonie Branch Church, Aiken County.

Date of Charter: March 29, 1901.

Purpose: To aid its members in sickness, and to bury them when they are dead.

Officers: Cuffy Doby, President; George Jackson, Vice President; Frank Tate, Door-keeper; Lunden Cummings and Tom Roan, Trustees, all of Hamburg, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: Cuffy Doby, George Jackson and Lunden Johnson, all of Aiken County, S. C.

Name: Ashland High School.

Location: Ashland, Darlington County, S. C.

Date of Charter: April 8, 1901.

Purpose: To educate the youth.

Officers: James N. Moore, President; John W. Stucky, Secretary; James R. Segars, Treasurer, all of Ashland, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: James N. Moore, John W. Stucky and James R. Segars, all of Ashland, S. C.

Name: The Brothers' and Sisters' Silver Link Society.

Location: Bettsville, S. C.

Date of Charter: April 9, 1901.

Purpose: To furnish aid and comfort for its members in sickness

and distress, and to provide for the proper disposition of the remains of its deceased members.

Officers: G. G. Smalls, President; C. F. Gibson, Vice President; E. B. Thomas, Chairman; B. J. Richardson, Chairman Financial Committee; S. B. Brooking, Treasurer; P. F. McCants, member of Financial Committee; F. A. Alston and R. S. Smalls, members of Financial Committee; H. E. Greene, Secretary; A. W. Stewart, Assistant Secretary, all of Batesburg, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: G. G. Smalls, C. F. Gibson, B. J. Richardson and H. E. Greene, all of Bettsville, S. C.

Name: Evergreen Cemetery Association.

Location: Bennettsville, S. C.

Date of Charter: April 22, 1901.

Purpose: To acquire that property known as Evergreen Cemetery, and such other property as may be necessary for its protection, care and improvement, to sell lots under certain restrictions, and subject to certain assessments and by-laws; to make such by-laws as in the opinion of the association may be necessary for said protection and improvements; to elect their successors, and to be incorporated in perpetuity.

Officers: Miss Ida Dudley, President; Miss Ella Dudley, Secretary and Treasurer; Julius T. Dudley, General Manager, all of Bennettsville, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: Misses Ella and Ida Dudley and Julius T. Dudley.

Name: The Spartan City Club.

Location: Spartanburg, S. C.

Date of Charter: April 12, 1901.

Purpose. 1st, To increase the intercourse of Southern business men with each other, and those with whom they are in social and commercial relation. 2d, To assist in promoting the industrial development of the city of Spartanburg, and the extension of trade relations of its business men with those of other sections of the State and country. 3d, For the social benefit of its members, and to provide for such members a pleasant place of common resort for entertainment.

Officers: L. J. Blake, W. E. Burnett, A. B. Calvert, President;

W. H. Clark, G. W. Heinitish, D. L. Jennings, Secretary and Treasurer; W. A. Law, C. P. Ligon, H. A. Ligon, Second Vice President; F. D. McEowen, First Vice President; W. S. Montgomery, Governing Committee.

Incorporated: In perpetuity.

Petitioners for Incorporation: W. E. Burnett, A. B. Calvert, D. L. Jennings, W. A. Law, H. A. Ligon, F. D. McEowen, all of Spartanburg, S. C.

Name: The First Baptist Church of Sumter.

Location: Sumter, S. C.

Date of Charter: April 26, 1901.

Purpose: For the worship of God, and the advancement of the Kingdom of our Lord and Saviour Jesus Christ.

Officers: Dr. W. J. Pringle, William M. Grahams, B. P. Cuttino, Bartow Walsh, David W. Cuttino, E. H. Rhame, Deacons, and R. K. Wilder, Clerk of Church.

Incorporated: In perpetuity.

Petitioners for Incorporation: Thomas V. Walsh, B. R. Nash and W. J. Pringle, all of Sumter, S. C.

Name: The Edgefield Macedonia Baptist Church.

Location: Edgefield Court House, S. C.

Date of Charter: May 6, 1901.

Purpose: To serve and worship God in accordance with the rules, faith and creed of the Baptist denomination.

Officers: A. W. Simpkins, Deacon and Secretary and Treasurer; Robert A. Green, Louis W. Diggs and Daniel T. Thomas, Deacons, all of Edgefield, S. C.

Incorporated: For the space of twenty years, with the right to renew at the expiration of said term of twenty years.

Petitioners for Incorporation: A. W. Simpkins and R. A. Green.

Name: Gethsemane Baptist Church.

Location: Chester County, four miles north of Court House.

Date of Charter: May 6, 1901.

Purpose: To own its real estate for the purpose of erecting a church building thereupon, and for the purpose of burying the deceased members of the church, and to carry on and conduct religious worship.

Officers: Jerry Gilmore, W. C. Lewis, H. B. Bratton, A. Gil-

more, Ernest Vance, Nat Douglass and Jesse Gray, Deacons, all of Chester, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: C. H. Hickumbotham, W. C. Lewis, J. Gilmo, H. B. Bratton and I. Welsh, all of Chester, S. C.

Name: The Switzer-Mt. Zion Working Benevolent Society.

Location: Switzer, S. C.

Date of Charter: May 9, 1901.

Purpose: To care for the sick and bury the dead of its members.

Officers: J. S. Stoddard, Moore, S. C., President; A. Nash, Switzer, S. C., Vice President; W. J. Payden, Moore, S. C., Secretary; John Arch, Switzer, S. C., Treasurer.

Incorporated: In perpetuity.

Petitioners for Incorporation: J. S. Stoddard, A. Nash, W. J. Payden and John Arch.

Name: Mount Prospect Baptist Church.

Location: On road from Worthy's to Pinckney Ferry Road, in Chester County, about ten miles from Chester Court House.

Date of Charter: May 23, 1901.

Purpose: To own real estate, church building and personal property for a church and congregation united together in the Baptist faith for the worship of God, and for the spread and inculcation of Christianity throughout their community, and throughout the world. The purpose is wholly religious in character, and has nothing whatever to do with secular affairs, except insofar as the owning, erecting and purchasing of church buildings, furniture, fixtures, etc.; the raising of pastor's salary, and the current expenses of the church, and the raising of funds for charitable and religious purposes as is usual in churches of like faith and order.

Officers: S. L. Sanders and E. M. Gore, Deacons; H. R. Sanders, Berry Carter and Thomas Wilks, Trustees, and all of Chester, S. C.

Incorporated: In perpetuity as such Mt. Prospect Baptist Church.

Petitioners for Incorporation: S. L. Sanders, H. R. Sanders, Berry Carter, Thomas Wilks and E. M. Gore, all of Chester County.

Name: Commercial.

Location: Beaufort, S. C.

Date of Charter: May 27, 1901.

Purpose: For the enhancement of the social enjoyment of its members.

Officers: George P. Elliott, Beaufort, S. C., President; Thomas Talbird, Beaufort, S. C., Vice President; J. L. Lopez, Coosaw Mines, Manager; Thomas R. Heyward, Beaufort, S. C., Manager; C. C. Townsend, Beaufort, S. C., Manager; C. Guffin, Beaufort, S. C., Secretary and Treasurer; F. W. Scheper, Beaufort, S. C., Manager.

Incorporated: In perpetuity.

Petitioners for Incorporation: George P. Elliott, J. L. Lopez, Thomas R. Heyward, C. C. Townsend, C. M. Guffin and F. W. Scheper.

Name: The Coker Spring Baptist Church.

Location: Aiken, S. C.

Date of Charter: May 30, 1901.

Purpose: To do general, educational, charitable and religious work

Officers: Henry Powell, Robert Coleman, A. Hampton, Oscar Simpkins and Aaron Bean, Trustees, all of Aiken County, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: Henry Powell, Robert Coleman, A. Hampton, Oscar Simpkins and Aaron Bean.

Name: Co. Mission Aid Society.

Location: Ezell's, S. C.

Date of Charter: June 7, 1901.

Purpose: That of a charitable society, or association, and for the express purpose of looking after and caring for and administering to the comforts and needs of the sick, and poor and needy members, and to bury their dead. The same to be done by the members, both by person and by paying into the treasury such amounts of money, at stated times, as the said corporation may determine and prescribe.

Officers: John Petty, Ezells, S. C., President; Alfred Harris, Vice President; Bruce Fernanders, Financial Secretary; Carsey Lipscomb, Assistant Financial Secretary; William McDowell, Recording Secretary; U. K. McDowell, Assistant Recording Secretary; Jesse Baxter, Chaplain; Fil McDowell, Assistant Chaplain; Isom Hangs, Treasurer, Vandy Howzer, Assistant Treasurer; James Harris, Inside Sentinel; John Baxter, Advocate,—all of Ezell, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: John Baxter and John Petty.

Name: Sumter Military Academy and Female Seminary.

Location: Sumter, S. C.

Date of Charter: June 21, 1901.

Purpose: Educational—offering courses of study leading to degrees B. E., B. L., and A. B., in Literary Department, and special courses as follows: Music, Commercial, Art, Elocution, etc. Military feature for male patronage.

Incorporated: In perpetuity.

Petitioners for Incorporation: Clarence J. Owens, Sumter, S. C., President; Hall T. Capers, Charleston, S. C., Secretary.

Name: The Working Benevolent State Grand Lodge.

Location: Spartanburg, S. C.

Date of Charter: June 21, 1901.

Purpose: To take care of the sick, and bury the dead of its members.

Officers: W. D. Drummond, Clear Springs, S. C., President; C. W. Legge, Moore, S. C., Vice President; W. J. Payden, Moore, S. C., Secretary; M. T. Todd, Jet, S. C., Treasurer, and J. A. Bell, Clear Springs, S. C., Missionary.

Incorporated: In perpetuity.

Petitioners for Incorporation: W. D. Drummond, C. W. Legge, M. J. Payden, M. T. Todd and J. A. Bell.

Name: Charleston Country Club.

Location: County of Charleston.

Date of Charter: July 12, 1901.

Purpose: Social and athletic enjoyment.

Officers: President, Edward A. Simons; Vice President, Frank Q. O'Neill; Secretary, Henry C. Robertson; Treasurer, E. F. Mayberry; Solicitor, Frank A. Frost; Executive Committee, Wilmot D. Porcher, John C. Simonds, Robert B. Lebbey, E. H. Burton, R. G. Rhett and O. E. Johnson, all of whom, both officers and members of the Executive Committee, as aforesaid, are residents of the city of Charleston, State of South Carolina.

Incorporated: In perpetuity.

Petitioners for Incorporation: Frank Q. O'Neill and Henry C. Robertson.

Name: Grand United Order of Brotherhood of South Carolina.

Location: Aiken, S. C.

Date of Charter: July 12, 1901.

Purpose: For the improvement of our people in this State, intellectually, morally and socially; to provide for the sick and distressed members, and to have and hold property for religious, educational, social, charitable, churches, lodges, or fraternal societies or associations purpose.

Officers: William Coates, Master Grand Worthy; Albert Evans, Vice Grand Worthy; Anthony Jackson, Senior Grand Scribe; Dabney Dickerson, James Johnson, T. H. Hayne, M. P. Crafton, Jacks James, R. R. Johnson, James Tutt, G. M. Bailey, Grant Martin, all of Aiken, S. C.

Incorporated: Twenty years, with the privilege of extension or renewal.

Petitioners for Incorporation: William Coates, Albert Evans and Anthony Jackson.

Name: The Carolina Club.

Location: Columbia, S. C.

Date of Charter: August 9, 1901.

Purpose: Amusement, physical and mental culture of its members.

Officers: Walter H. Watson, President; Frank H. Gibbes, Vice President; J. Frost Walker, Jr., Secretary; William Watson, Treasurer; J. A. Hamilton, Jr., William P. Bull, Edward M. Erhlich, J. W. R. Pope, on Board of Governors, all of Columbia, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: Frank H. Gibbes, John A. Hamilton, Jr., and W. P. Bull.

Name: Master Baker's Association.

Located: Charleston, S. C.

Date of Charter: August 15, 1901.

Purpose: Mutual protection of the business interests as Master Bakers, combined or individual, of the members of the Association.

Officers: Henry W. Fuseler, President; F. G. Girard, Vice President; O. G. W. Marjenhoff, Secretary; D. A. Amme, Treasurer, and W. J. Candon, H. M. Sisson, A. Guilfuss, O. G. Marjenhoff and W. J. Heinz, members of Executive Committee.

Petitioners for Incorporation: Henry W. Fuseler, F. G. Girard, O. G. W. Marjenhoff, D. A. Amme, W. J. Condon, M. H. Sisson, A. Guilfuss, O. G. Marjenhoff and W. J. D. Heinz

Name: South Side Baptist Church.

Location: Columbia, S. C.

Date of Charter: August 15, 1901.

Purpose: To own and control church property, and to operate the same according to Baptist usage, for the preaching of the Gospel.

Officers: Rev. Vernon I'Anson, Pastor; B. F. Barnes, Trustee; W. P. Hamick, Clerk; J. P. Coleman, E. T. Barnes and F. W. Hulong, Deacons, all of Columbia, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: J. P. Coleman, W. P. Hamrick, E. T. Barnes and F. W. Hulong.

Name: Local Union, No. 159 United Broterhood of Carpenters and Joiners of America.

Location: Charleston, S. C.

Date of Charter: August 16, 1901.

Purpose: The promotion of friendship among its members, social, charitable, fraternal and such other purposes as are usual to similar corporations.

Officers: E. A. Cobia, President; B. F. McMillin, Vice President; James R. Rauber, Secretary; W. E. Moorman, Financial Secretary; R. A. Williams, Treasurer; F. M. Rieches, Conductor; Charles Williams, Warden, all of Charleston, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: E. A. Cobia and James L. Ramber.

Name: Pleasant View Burial Aid Society.

Location: Chester, S. C.

Date of Charter: August 30, 1901.

Purpose: To aid the sick and infirm, and bury the dead of its members.

Officers: D. C. McKeown, President; James Vance, Vice President; J. D. Wallace, Secretary; William Wallace, Treasurer, all of Chester, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: D. C. McKeown, James Vance, J. D. Wallace, Wade Vance and J. D. Woodward.

Name: Young Men's Spartan Charitable Association.

Location: Charleston, S. C.

Date of Charter: September 28, 1901.

Purpose: For charitable purposes.

Officers: M. H. Campbell, 30 Burns' Lane, President; J. H. Heyward, 23 Palmetto St., Vice President; R. J. Young, 10 Tradd St., Treasurer; J. S. Young, 33 St. Phillip's St., Secretary, all of Charleston, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: M. H. Campbell, J. H. Heyward, R. J. Young and J. S. Young.

Name: Mapaton Game Club.

Located: Columbia, S. C.

Date of Charter: October 1, 1901.

Purpose: To obtain exclusive hunting and fishing privileges on certain lands in Richland and Lexington Counties, South Carolina; to stock the same with fish and game; to prosecute all trespassers thereon for the purpose of hunting or fishing; to maintain and operate a club house for the entertainment of the members, and those authorized by the club, and to do any and all acts necessary to a full enjoyment of the privileges of such a club; to make by-laws, and to elect members and expel members on such terms as they may provide.

Officers: C. W. Barron, Brookland, S. C., President; Frank G. Tompkins, Columbia, S. C., Secretary, Treasurer and Solicitor; T. H. Gibbes, Columbia, S. C., Vice President.

Incorporated: In perpetuity.

Petitions for Incorporation: C. W. Barron and F. G. Tompkins.

Name: Smyrna Church.

Location: Smyrna Church building, No. 6, Township, Newberry County.

Date of charter: October 14, 1901.

Purpose: To hold and maintain a church building and cemetery, and a parsonage and lands for the residence and support of a pastor; to have the Word of God preached statedly; to conduct a Sunday school, and to do all other acts usual with corporations of like charter and purposes.

Officers: Henry D. Boozer, J. Samuel Boozer, T. Pressley Pitts, George P. Boozer and Vernon C. Wilson.

Corporation to be perpetual.

Petitioners for Incorporation: Henry D. Boozer, T. Pressley Pitts, J. S. Boozer and G. P. Boozer.

Name: Palmetto Club.

Location: Newberry, S. C.

Date of charter: October 15, 1901.

Purpose: Social, and such other powers as are given under an Act entitled "An Act to provide for the incorporation of religious, educational, social, fraternal, or charitable, churches, lodges, societies, associations or companies, and for amending the charters of those already formed and to be formed."

Officers: W. M. Floyd, J. E. Norwood, H. T. Renwick, W. C. Tyrn, O. L. Schumpert, Z. F. Wright, C. J. Purcell.

Incorporated: In perpetuity.

Petitioners for Incorporation: L. W. Floyd, J. E. Norwood, O. L. Schumpert.

Name: The Woman's Exchange of Columbia.

Location: Columbia, S. C.

Duty of charter: October 17, 1901.

Purpose: Charitable.

Officers: Pauline Fraser Watson, Elizabeth L. Legare, Carrie D. Girardeau, Mary Watson Mixson, Jennie Guignard Gibbes.

Incorporated: In perpetuity.

Petitioners for Incorporation: Pauline Fraser Watson, Elizabeth G. Legare, Carrie D. Girardeau, Mary Watson Mixson, Jennie Guignard Gibbes.

Name: Order American Patriots.

Location: Anderson, S. C.

Date of Charter: October 19, 1901.

Purpose: To organize throughout this and other States of the Union lodges which shall be non-political and non-sectarian in character, whose membership shall be composed of white persons of good moral character between the ages of eighteen and seventy years, whose office and mission shall be through ritualistic forms and otherwise.

1. To stimulate among its members a stronger love of country, and devotion to the American form of government; to inculcate higher ideas of citizenship, and to teach those principles which make for better government.

2. To promote fraternity and charity, and to labor for a more perfect union between the people and sections of our common country, and

3. To employ all lawful means for the suppression of anarchy, and to encourage and promote such legislation, and the due enforcement thereof, as shall tend to render impossible its growth in the United States.

Officers: O. Grisberg, W. W. Russell, W. H. Frierson.

Incorporated: In perpetuity.

Petitioners for Incorporation: O. Grisberg, W. H. Frierson, W. W. Russell.

Name: The Colored Farmer's Union Society.

Location: Bloomingvale, Williamsburg County, S. C.

Date of Charter: October 22, 1901.

Purpose: To take care of its sick and distressed members, to bury the dead, to assist their poor and helpless members, and render aid and comfort in trouble, in accordance with the by-laws and regulations.

Officers: Lewis Grice, Duncan Scott, Joe Scott, James Scott, A. A. McGill, Prince McClary, Edwin Sparkman and Robert Wilson.

Incorporated: In perpetuity.

Petitioners for Incorporation: Lewis Grice, Duncan Scott, Joe Scott.

Name: The Palmetto Social Club.

Location: Beaufort, S. C.

Date of Charter: October 25, 1901.

Purpose: Social purposes.

Officers: Benjamin H. Houston, C. H. Singleton, Alex Meyers, James Riley, Benjamin D. Lyon, Henry Brown, Harry Bee, Edward Meyers, Henry Moultrie.

Incorporated: In perpetuity.

Petitioners for Incorporation: Benjamin H. Houston and Alex Meyers.

Name: The Home Building Association, of Magnolia, S. C.

Location: Magnolia, S. C.

Date of Charter: October 28, 1901.

Purpose: To care for the sick members, by nursing them, or hiring nurses to care for them, to look after the welfare of its members when any are in distress, or are suffering, to bury the dead of its membership, to buy homes for the membership of said society when

practicable. To organize societies of like nature and character anywhere in the State of South Carolina, when advisable to do so.

Officers: J. R. Smith, I. H. Hunter, L. W. McLaine, Howard Durant, Harriet McDonald, Abigail McIntosh, G. J. Davis, C. W. McLaine, G. T. Evans, A. B. Benjamin and Harrison Kennedy.

Incorporated: In perpetuity.

Petitioners for Incorporation: J. R. Smith, I. H. Hunter, L. W. McLaine, Howard Durant, Harriet M. Donald and Abigail McIntosh.

Name: Columbia Sick and Burial Benefit Society, of South Carolina.

Location: Columbia, S. C.

Date of Charter: October 29, 1901.

Purpose: Fraternal and charitable; to secure to the members thereof a sick and burial benefit, and all amounts above the actual expenses for collection of dues under the rules of said Society are to be reserved for a fund for the payment of such sick and funeral benefits as the rules of said Society shall direct.

Officers: D. F. Collicut, E. G. Cook, J. F. Flowers, P. T. Cauthen, P. C. Price.

Incorporated: In perpetuity.

Petitioners for Incorporation: D. F. Collicut, E. G. Cook, P. T. Cauthen and P. C. Price.

Name: Harbinger College for Colored Youth.

Location: Abbeville, S. C.

Date of Charter: October 29, 1901.

Purpose: The establishment and maintenance of an institution of learning for colored youth of both sexes, in which special attention will be given to the cultivation of good character, of industrial habits and mental proficiency to teach, and the preparation of colored youth for future usefulness. For the accomplishment of these purposes the Trustees will first establish a religious supervision over the pupils, and provide for daily instruction in the English Bible; and there shall be established an industrial department, and all students shall be required, in connection with their literary studies, to pursue a course in this department. There shall be established a full literary course.

Officers: Henry C. McClelland, Rev. D. D. Davis, Rev. Thomas H. Amos.

Trustees as follows: Dr. Henry C. McClelland, Dr. D. D. Davis, Dr. S. D. Leake, Rev. Thomas H. Amos, Wm. Pope, Rev. David S. Kennedy, S. P. Harbison.

Incorporated: _____.

Petitioners of Incorporation: Thomas H. Amos and Wm. Pope.

Name: The Afro-American Presbyterian Church.

Location: Abbeville, S. C.

Date of Charter: November 1, 1901.

Purpose: To bring into closer union all colored persons professing the Presbyterian faith, and to give greater unity and efficiency to their efforts, and work for the advancement of the Christian religion.

Officers: Rev. E. W. Williams, Rev. S. G. Walker and David Aiken.

Incorporated: Without limitation as to time.

Petitioners for Incorporation: Rev. J. H. Gee, Rev. A. E. Reed, Rev. G. S. Alford, Rev. E. W. Williams, Robert Bell, O. B. Alford.

Name: The Friendly Aid Society.

Location: Beaty Chapel, in Union County.

Purpose: To take care of the sick among its members, furnish them with medical attention, see that they are properly nursed and attended to, and in case of death, to provide for their burial in a Christian and decent manner.

Officers: James Giles, James Young, James Anderson, Andy Sims, Spencer Young, Robert Thomas.

Incorporated: In perpetuity.

Petitioners for Incorporation: James Giles, James Young, James Anderson, Andy Sims, Spencer Young, and Robert Thomas.

Name: Spartanburg, S. C., Lodge, No. 637, B. P. O. Elks.

Location: Spartanburg, S. C.

Date of Charter: November 13, 1901.

Purpose: For the social, benevolent and protective benefits of its members and others.

Officers: F. D. McEowen, L. J. Blake, C. P. Ligon, S. G. Finley, T. M. Evans, E. M. Wharton, W. H. Clark and A. B. Calvert.

Incorporated: In perpetuity.

Petitioners for Incorporation: F. D. McEowen, L. J. Blake, C. P. Ligon and E. M. Wharton.

Name: Southern Turf Club.

Location: Charleston, S. C.

Date of Charter: November 18, 1901.

Purpose: Social and literary diversion for its members.

Officers: J. M. Morris, S. Pack, J. M. Morris, William Pogue, H. Jackson, Jr., L. D. McMowry.

Incorporated: For the period of twenty years.

Petitioners for Incorporation: J. M. Morris and S. Pack.

Name: Shiloh Burial and Aid Society.

Location: Shiloh A. M. E. Zion Church, Chester County, S. C.

Date of Charter: December 20, 1901.

Purpose: To aid the sick and bury the dead of its members.

Officers: D. A. Brown, J. B. Johnson, J. R. Tolliver, H. J. Johnson, Rev. C. C. Crawford.

Incorporated: In perpetuity.

Petitioners for Incorporation: D. N. Brown, J. B. Johnson, J. R. Tolliver, H. J. Johnson, and Rev. C. C. Crawford.

Name: Palmetto Golf Club.

Location: Aiken, S. C.

Date of Charter, December 31, 1901.

Purpose: To enter into sports of all kinds, primarily golf, tennis, and any other games and pastimes connected with legitimate amusement.

Officers: Thomas Hitchcock, Jr., Herbert C. Lucas, Valentine Mott.

Incorporated: In perpetuity.

Petitioners for Incorporation: Thomas Hitchcock, Jr., and Valentine Mott.

AMENDMENTS OF CHARTERS.

Bishop of Charleston.

Granted January 10, 1901.

"That the said corporation is also authorized and empowered to improve any of its real property by the erection of buildings of any kind and description thereon, or on any part thereof, including stores or other business houses for its own use or to rent; and also for the

said purposes as well as for the purposes of its original incorporation, to borrow money, to incur debts, make contracts, and to make bonds, notes or other evidences of debt, for any and all debts, heretofore incurred or hereafter to be incurred by said corporation, and to secure the same by mortgage of all or any part of its property, real, personal, and of every kind or either."

Summerville Savings Bank and Investment Company.

Granted March 1, 1901.

By changing its name to the "Bank of Dorchester."

By adding thereto the following: "Said corporation may also have a banking house, office and place of business in the town of St. Georges, in the County of Dorchester. Said Corporation may, at its discretion, guarantee and go on the bond or bonds of United States, State, County or municipal officers, executors, administrators, guardians, committees and officers, and employees of corporations and other persons, officers and corporations, from whom a bond may be required to secure the performance of any act, payment or duty, and receive therefor such compensation as may be agreed upon between the parties. Said corporation may, and is hereby authorized and empowered to act as trustee under any mortgage, deed of trust or bond or other instrument in writing, issued by any municipality, or body corporate or politic, or individual; to act under appointment of any Court of record as Trustee of any party or estate, and as guardian or trustee of the estate of any minor or other person under any disability; to be appointed and to accept the appointment of trustee under any instrument, and of executor or trustee under any last will and testament, or administrator with or without the will annexed of the estate of any deceased person."

The Carolina Loan and Trust Company.

Granted April 9, 1901.

To allow the said corporation to act as executor, administrator, guardian, receiver and trustee under mortgage or deed of trust, and as trustee generally."

Vesta Mills.

Granted April 11, 1901.

By changing its name to "Gainesville Cotton Mills," and that it

have authority to transact business within or without the State of South Carolina, and that it may for that purpose make its principal place of business at the town of Gainesville, in the State of Georgia, provided, however, that it provides in its by-laws for holding its annual meeting within this State, at such time and place, and after such notice as the by-laws provide; and that it have authority to remove its present plant, or so much of it as it deems advisable to such point or points within or without this State as may be designated by it; and that it have all rights and powers now possessed by it.

Columbia Gas Light Company.

Granted April 25, 1901.

"That said Company shall have all such powers, rights and privileges as are provided for in the Act of the General Assembly of the State of South Carolina, entitled "An Act to provide for the formation of certain corporations and to define the powers thereof," approved the 9th day of March, 1896, and the Acts amendatory thereof."

I. J. Phillips Company.

Granted October 12, 1901.

By changing its name to the "Saluda Mercantile Company."

D. W. Alderman and Sons Company.

Granted October 12, 1901.

Charter granted by the Secretary of State on the 7th day of August, 1895, is surrendered, and a new charter granted under the provisions of an Act of the General Assembly, entitled, "An Act to provide for the formation of certain corporations, and to define the powers thereof," approved March 9, 1896, and the various Acts amendatory thereof, which new charter should empower the said corporation to manufacture, buy and sell timber and lumber, to buy and sell real estate, and to engage in farming and merchandising and to operate a general repair shop for machinery, with the principal place of the said corporation at Alcolu, S. C., but with the power to conduct any or all of the said businesses at such other places in the said State as the directors of the said corporation shall desire.

Gregory-Johnson Mule Company.

Granted October 25, 1901.

By changing the name of the said corporation to the "Cheraw Live Stock Company.

Carlisle Milling and Ginning Company.

Granted December 2, 1901.

By changing the name of the said corporation to "Adamsburg Gin Company," and its principal place of business at Adamsburg, S. C.

Railway and Street Railway Corporations.

CHARTERS GRANTED.

The Spartanburg Railway, Gas and Electric Company.

The State of South Carolina. Office of the Secretary of State.

Whereas F. H. Knox, J. C. Norcross and T. C. Steedman, all of the city of Spartanburg, South Carolina, did on the seventeenth day of November, 1900, file with the Secretary of State a written declaration, signed by themselves, setting forth:

First. The names and residences of the said petitioners to be as above given.

Second. The name of the proposed corporation to be that of "The Spartanburg Railway, Gas and Electric Company."

The principal place of business of the corporation will be Spartanburg, South Carolina.

The general purpose of the corporation, and the nature of business it proposes to do is to construct, lay, build and operate street railway tracks through and along the streets of the city of Spartanburg, and thence to Glendale and Clifton Mills by the most practicable route, and also through and along any highway or road leading from the city of Spartanburg to any point in the County of Spartanburg, in the State of South Carolina; to employ and operate thereon cars or carriages to be run in whole or in part by electricity, gas or steam with the necessary appliances and instruments, or by any other motive power for the transportation of passengers and freight upon such reasonable rates as may be fixed by said company; to make, produce, generate and supply light, power and heat by means of electricity and gas or either of them, both for its corporate purposes and for sale to the public; to lease or sub-lease, merge, purchase or consolidate with other railways or corporations, and to use and operate the same by means of the motive powers named above.

Said corporation shall also have the following powers:

- (1) To have perpetual succession.
- (2) To sue and to be sued by the corporate name.
- (3) To have a common seal and alter the same at pleasure.
- (4) To prescribe the mode of transferring the shares of the corporation.

(5) To make contracts, to loan money, to acquire and transfer property, both real and personal, including shares of stock in other corporations, possessing the same power in such respect as individuals now enjoy.

(6) To make by-laws and all rules and regulations deemed expedient for the management of its affairs, not inconsistent with the constitution and laws of this State or of the United States.

(7) To have a lien upon the shares of its stock-holders to enforce the payment of instalments due upon the capital stock; to provide and enforce collection of such fines and penalties for delinquencies in payment of its instalments on the capital stock, as its by-laws may fix, not to exceed ten per cent. on the amount due; to borrow money for the purposes of carrying out the objects of its charter; to make notes, bonds or other evidences of debt, and upon a vote of the stock-holders had after thirty days' written notice to each stockholder, to secure the payment of its obligations by mortgage or deed of trust on all or any of its property and franchises, both real and personal.

Third. The minimum amount of the capital stock to be Four Hundred Thousand Dollars (\$400,000.00) of the par value of \$50.00 each, payable in money and in property at its money value, and the maximum amount to which said capital stock may be hereafter increased to be One Million Dollars (\$1,000,000.00).

Fourth. It is proposed to organize the said corporation under the provisions of an Act entitled "An Act to Provide for the Formation of Railroad, Steamboat, Street Railway and Canal Companies and to Define the Powers Thereof," approved the 28th day of February, A. D. 1899, and also under the provisions of an Act entitled, "An Act to amend Section 8 of an Act entitled "An Act to Provide for the Formation of Railroad, Steamboat, Street Railway and Canal Companies, and to define the powers thereof, and to provide a mode for amending the charters thereof, so as to authorize and empower Street Railway Companies to make, produce, generate and supply light, power and heat by means of electricity and gas," approved the 17th day of February, 1900.

Whereupon, I, M. R. Cooper, Secretary of State of South Carolina, by virtue of the authority in me vested by the aforesaid Act and all other Acts or parts of Acts me thereto enabling, for good and sufficient reasons to me appearing, did appoint and commission the above named petitioners, to wit: F. H. Knox, J. C. Norcross and T. C. Steedman, of the city of Spartanburg, South Carolina, a Board of Corporators, authorizing them to open books of subscription to the

capital stock of the company purposed to be organized, as set forth in the above mentioned declaration, and to organize and create the same, which commission and authority was issued and dated the 17th day of November, 1900, under the great seal of the State of South Carolina, and required the publication for not less than thirty days of a prescribed notice in the "Herald," the "Spartan" and the "Free Lance," newspapers published in the County of Spartanburg.

And whereas, on the 17th day of November, 1900, F. H. Knox, J. C. Norcross and T. C. Steedman, the aforesaid Board of Corporators duly appointed and commissioned, did file in the office of the Secretary of State their return in writing, setting forth that all the requirements of the Act entitled, "An Act to provide for the Formation of Railroad, Steamboat, Street Railway and Canal Companies, and to Define the Powers thereof, and provide a mode for Amending the charters thereof," approved the 28th day of February, A. D. 1899, and all the amendments thereto have been complied with.

First. That pursuant to published notice as required, books of subscription to the capital stock of the aforesaid proposed Company were duly opened and fifty per cent. of the aggregate amount of the capital stock was subscribed by bona fide subscribers.

Second. That pursuant to notice published for thirty days in the "Herald," "Spartan" and "Free Lance," newspapers published in the County of Spartanburg, in the said State, a meeting was held on December 28th, 1900, at Spartanburg, in said State, at which a majority of all the stock in value being present in person or by proxy, the following were elected Directors: F. D. McEowen, Spartanburg, S. C.; Philip H. Gadsden, Charleston, S. C.; F. H. Knox, Spartanburg, S. C.

Third. That subsequently there was elected as President and Treasurer, F. D. McEowen; and as Secretary, Philip H. Gadsden.

Fourth. That over twenty per cent. of the aggregate capital stock subscribed has been actually paid to the Treasurer.

Fifth. That the names and residences of the subscribers and amounts subscribed by each is as follows: Spartanburg Railway Gas and Electric Company, Two Hundred and Forty Thousand Dollars, payable by a conveyance and transfer of the electric light and gas properties recently built by said company in the city of Spartanburg; F. B. Jennings and T. L. Park, of the city of New York, in the State of New York, Nine Thousand Eight Hundred and Fifty Dollars, payable in cash; F. D. McEowen, Spartanburg, S. C., Fifty Dollars, payable in cash; P. H. Gadsden, Charleston, S. C., Fifty Dollars,

payable in cash ; F. H. Knox, Spartanburg, S. C., Fifty Dollars, payable in cash.

Now, therefore, I, M. R. Cooper, Secretary of the State of South Carolina, by virtue of the authority in me vested by an Act of the General Assembly, entitled "An Act to Provide for the Formation of Railroad, Steamboat, Street Railway and Canal Companies, and to Define the Powers Thereof, and to Provide a mode for Amending the Charters Thereof," approved the 28th day of February, A. D. 1899, and all other Acts or parts of Acts me thereto enabling, do hereby certify that the aforesaid company, "The Spartanburg Railway, Gas and Electric Company," has been fully organized according to the laws of the State of South Carolina, under the name and for the purposes indicated in the written declaration, and that they are fully authorized to commence business under their charter, and I hereby declare "The Spartanburg Railway, Gas and Electric Company" to be a body politic and corporate, and as such it may sue and be sued in any of the Courts of this State.

It is hereby required that this charter be recorded in the office of the Clerk of Court and Register of Mesne Conveyance in the County of Spartanburg, in the State of South Carolina.

It is furthermore a condition of this charter that the said "The Spartanburg Railway, Gas and Electric Company" shall be deemed to have waived their charter rights, franchises and privileges, unless they shall begin the construction of the proposed road within three years from the date hereof, and complete the same within eight years thereafter.

Given under my hand and the seal of the State, at Columbia, this thirteenth day of February, in the year of our Lord one thousand nine hundred and one, and in the one hundred and twenty-fifth year of the Independence of the United States of America.

(Seal.)

M. R. COOPER,
Secretary of State.

The Georgetown, Charleston and Wilmington Steamboat Company.

The State of South Carolina. Office of the Secretary of State.

Whereas Marks Moses, J. B. Steele and Abe Moses, all of the City and County of Georgetown, State aforesaid, did, on the twenty-fourth day of December, 1900, file with the Secretary of State a written declaration, signed by themselves, setting forth:

First. The names and residences of the said petitioners to be as above given.

Second. The name of the proposed corporation to be that of Georgetown, Charleston and Wilmington Steamboat Company.

The principal place of business of the corporation will be Georgetown, South Carolina.

The general purpose of the corporation, and the nature of business it proposes to do, to carry on and conduct the business of towing, transporting passengers, produce, manufactured goods, general merchandise and other freight, in and upon the rivers of the States of North and South Carolina, along the Atlantic seaboard and inland in said States, and on the high seas in general; and the

Powers and privileges it proposes to assume and claim being as follows: To purchase, use, let, improve and dispose of such real and personal property as may be deemed necessary for the objects of the incorporation; to sue and be sued, plead and be impleaded, answer and be answered unto, defend and be defended, in all Courts; to receive and make all deeds, transfers, covenants, agreements and bargains whatsoever necessary for said purposes; to have and use a common seal, which shall be renewed or altered at pleasure; to make such by-laws for the government of said corporation as are consistent with the Act under which a charter shall issue herein and the laws and Constitution of this State and of the United States; and generally to do every act and thing necessary to carry into effect the provisions of their charter and of the Act of the General Assembly aforesaid, authorizing and allowing the same, and to further do every act and thing necessary to promote the objects and designs of said corporation, as may be authorized by said charter and said Act; the

Termini of the proposed company's line to be the City of Georgetown, South Carolina, the City of Charleston, South Carolina, and the City of Wilmington, North Carolina; the

Nature of the proposed equipment to be steamboats and steamers of such varying style, number and tonnage, and such flats and lighters as the business needs of the corporation shall demand;

The minimum and maximum amount of the capital stock to be thirty thousand dollars (\$30,000.00), and the number of shares to be three hundred (300) and the par value of the stock to be \$100 per share; said capital stock to be paid in full at the time of issuing of certificates for same, in steamboat property and cash.

And whereas, the above named Marks Moses, J. B. Steele and

Abe Moses, petitioners, were appointed corporators and, pursuant to the terms of their commission, have this day filed in the office of the Secretary of State, certificates setting forth:

First. That all the requirements of an Act entitled "An Act to Provide for the Formation of Railroad, Steamboat, Street Railway and Canal Companies, and to Define the Powers Thereof, and Provide a Mode for Amending the Charters Thereof," approved February 28, A. D. 1899, and all Acts amendatory thereof, have been complied with.

Second. That the whole of said capital stock, to wit: the sum of \$30,000, has been subscribed, as follows: Marks Moses, 298 shares, \$29,800; J. B. Steele, 1 share, \$100; Abe Moses, 1 share, \$100.

Third. That the place of residence of each of the subscribers aforesaid is the City of Georgetown, South Carolina.

Fourth. That the following constitute the Board of Directors of the said company, duly elected by the said subscribers, at a meeting duly advertised and held for said purpose, viz: Marks Moses, J. B. Steele, and Abe Moses, residing as aforesaid.

Fifth. That the said Board of Directors, at a meeting duly called and held for said purpose and other purposes, elected the following as officers of said company, to wit: Marks Moses, President; J. B. Steele, Vice President, and Abe Moses, Secretary and Treasurer.

Sixth. That the whole of said capital stock, subscribed as aforesaid, has been delivered and paid in, to wit: \$29,800 by said Marks Moses, in steamboat property, \$100 by said J. B. Steele in cash and \$100 by said Abe Moses in cash.

Now, therefore, I, M. R. Cooper, Secretary of State, by virtue of the authority in me vested by the aforesaid Act, and all other Acts or parts of Acts me thereto enabling, do hereby certify that the aforesaid Georgetown, Charleston and Wilmington Steamboat Company has been fully organized, according to the laws of the State of South Carolina, under the name and for the purpose indicated in their written declaration, and that they are fully authorized to commence business under their charter; and I hereby declare the aforesaid company to be a body politic and corporate, and as such may sue and be sued in any of the Courts of this State. It is hereby required that this charter be recorded in the office of the Clerk of Court or Register of Mesne Conveyance in each County in which the aforesaid company shall have a place of business.

Given under my hand and the seal of the State, at Columbia, this fourth day of March, in the year of our Lord one thousand nine

hundred and one, and in the one hundred and twenty-fifth year of the Independence of the United States of America.

(Seal.)

M. R. COOPER,
Secretary of State.

Charlotte, Monroe and Columbia Railroad Company.

The State of South Carolina. Office of the Secretary of State.

Whereas, William Moncure, John M. Turner and Charles E. Johnson, all of Raleigh, N. C.; Ernest Williams of Lynchburg, Va.; C. F. Omohundro, of Albemarle, Va., and J. H. Diggs, of Chesterfield County, South Carolina, did on the 3rd day of November, 1900, file with the Secretary of State a written declaration, signed by themselves, setting forth:

First The names and residences of the said petitioners to be as above given.

Second: The name of the proposed corporation to be that of "Charlotte, Monroe and Columbia Railroad Company."

The principal place of business of the corporation will be McBee, Chesterfield County, South Carolina.

The general purpose of the corporation, and the nature of business it proposes to do is that of building, owning and operating a railroad; and it proposes to assume and claim under the Constitution and laws of the State of South Carolina:

All the powers and rights incident to railroad corporations, especially the powers of purchasing, acquiring and owning real estate, the power of condemning lands for rights of way, depots, station houses, side tracks, and all other purposes of said corporation;

The power of constructing and building a line of railroad between the termini hereinafter stated, and of operating the same as a common carrier, under the laws of the State of South Carolina; and by and with the consent of the municipal authorities of any city or town through which it may pass, or in which it may have one of its termini, to locate its tracks and depots through, along and upon the land or lands of any public street or streets, market sites, or parks therein, and to operate the same for any and all railroad purposes; and to extend its tracks from any point or points on its proposed line within the county of Chesterfield, with spurs or branches from said main line, said spurs or branches not to exceed twenty miles in length with all the powers and rights conferred by the Constitution and laws

of this State, to acquire rights of way. That one terminus of said railroad shall be at or in the town of McBee, S. C., and the other on the northern boundary line of the State of South Carolina, in the township of Old Store or Mt. Croghan, Chesterfield County, S. C., at a point on said line opposite or nearly opposite to the town of Monroe, in the State of North Carolina. Said line will pass from its Southern terminus through the town of McBee, on through the townships of Alligator, Jefferson, Old Store and probably Mt. Croghan, all in the County of Chesterfield, and will pass no towns after leaving McBee.

The total length of said line will be about twenty-five and one-half miles in this State, no portion of which has yet been constructed.

The motive power proposed to be used is steam, and the gauge of said road will be standard.

That the proposed road will not be wholly within the State of South Carolina, but it is intended to be constructed from its terminus on the Northern boundary of the State of South Carolina, to the town of Monroe, in the State of North Carolina. That the said company, so proposing to organize, will be operated as an independent corporation, with the right to purchase, lease, own, control or operate a line proposed to be built from Monroe, N. C., to the point of its termini on the Northern boundary of the State line, and with power to hereafter consolidate with any railroad or system in this State, or the State of North Carolina, not competing with this road, by a vote of its stockholders, under such name as may hereafter be determined by the owners of said railroad.

Third: That the capital stock of said corporation will be twelve thousand, seven hundred and fifty dollars, with the right and authority of increasing same to two hundred and fifty thousand dollars; divided into shares of one hundred dollars each; that said capital stock is to be paid in quarterly installments, the first of which shall be due and payable as soon as the corporation is organized.

Fourth: That it is proposed to organize such corporation under the provisions of the Act entitled "An Act to provide for the formation of railroad, steamboat, street railway and canal companies, and to define the powers thereof, and to provide a mode of amending the charters thereof," approved the 28th February, A. D. 1899.

Fifth: That the said corporation intends to ask the right to condemn lands for its line through the said townships of Alligator, Jefferson, Old Store and Mt. Croghan, in Chesterfield County, and hereby makes application therefor; and has given the notice required in

the Seventh Section of said Act, by publication thereof for four weeks in a newspaper published in the said County of Chesterfield, where the right to condemn lands is desired to be acquired.

Sixth: That the said corporation will ask the right to remove the rails from the track where the fee to the lands over which the road passed, is owned or controlled by said company, in the event the said road is not completed under the terms of the proposed charter.

And whereas, the above declaration, setting forth the performance of all things required by law, was duly filed and recorded in the office of the Secretary of State, on the third day of November, 1900.

Whereupon, I. M. R. Cooper, Secretary of State of South Carolina, by virtue of the authority in me vested by the aforesaid Act, for good and sufficient reasons to me appearing, did appoint and commission, of the above named petitioners, William Moncure, John M. Turner, Charles E. Johnson, Ernest Williams, C. F. Omohundro and J. H. Diggs, a board of corporators, authorizing them to open books of subscription to the capital stock of the company proposed to be organized, as set forth in the above mentioned declaration; and to organize and create the same; which commission and authority was issued and dated the third day of November, 1900, under the great seal of the State of South Carolina, and required the said board of corporators to give not less than thirty days' previous notice by advertisement, in the form prescribed by the Secretary of the State, in one or more newspapers in each County through which the line of the aforesaid purposed corporation will run or the proposed corporation will have a business office,

And whereas, on the 15th day of January, A. D. 1901, William Moncure, Charles E. Johnson, John M. Turner, Ernest Williams, C. F. Omohundro and J. H. Diggs, being a majority of the said board of corporators duly appointed and commissioned, did file in the office of the Secretary of State their return in writing, setting forth that all the requirements of the Act entitled "An Act to provide for the formation of railroad, steamboat, street railway and canal companies, and to define the powers thereof, and provide a mode for amending the charters thereof," approved the 28th day of February, 1899, had been complied with.

That pursuant to published notice, as required, books of subscription to the capital stock were duly opened, and all of the capital stock was subscribed.

That a meeting of stockholders was held on the 12th day of January, 1901, at which all the stockholders were present, and the fol-

lowing were elected directors, viz.: William Moncure, Charles E. Johnson, John M. Turner, Ernest Williams, C. F. Omohundro and J. H. Diggs.

That subsequently there was elected by the board of directors, as president, William Moncure; as vice president, Ernest Williams; as treasurer, Charles E. Johnson; as secretary, J. Ludlow Skinner, and as superintendent, C. F. Omohundro.

That over 20 per cent. of the capital stock has been paid to the treasurer. That no full and complete survey of the proposed route has been made, but a copy of the profile map of such route shall be filed within one year from the date hereof.

Now, therefore, I, M. R. Cooper, Secretary of State of South Carolina, by virtue of the authority in me vested by an Act of the General Assembly, entitled "An Act to provide for the formation of Railroad, Steamboat, Street Railway and Canal Companies, and to define the powers thereof, and to provide a mode for amending the charters thereof," approved the 28th day of February, A. D. 1899, and all other Acts me thereto enabling, do hereby certify that the aforesaid Company, the "Charlotte, Monroe and Columbia Railroad Company," has been fully organized, according to the laws of the State of South Carolina, under the name and for the purpose indicated in the written declaration, and that they are fully authorized to commence business under their charter; and I hereby declare the said Charlotte, Monroe and Columbia Railroad Company to be a body politic and corporate, and as such may sue and be sued in any of the Courts of this State.

It is hereby required that this charter be recorded in the offices of the Clerk of Court and Register of Mesne Conveyance in each of the Counties through which the line of the aforesaid Corporation will run or the proposed corporation will have a business office.

It is furthermore a condition of this Charter that the said Charlotte, Monroe and Columbia Railroad Company shall be deemed to have waived their charter rights, franchises and privileges, unless they shall begin the construction of the proposed road within two years from the date hereof, and complete same within fifteen years thereafter.

Given under my hand and the seal of the State, at Columbia, this fifteenth day of January, in the year of Our Lord nineteen hundred and one, and in the one hundred and twenty-fifth year of the Independence of the United States of America.

(Seal.)

M. R. COOPER, Secretary of State.

Exposition Traction Company.

The State of South Carolina. Office of the Secretary of State.

Whereas Francis K. Carey of the city of Baltimore, in the State of Maryland, and Samuel H. Wilson and Philip H. Gadsden of the city of Charleston, in the State of South Carolina, did on the 6th day of May file with the Secretary of State a written declaration, signed by themselves, setting forth:

First. The names and residences of the said petitioners to be as above given.

Second. The name of the proposed corporation to be that of Exposition Traction Company.

The principal place of business of the corporation will be Charleston, South Carolina.

The general purpose of the corporation, and the nature of business it proposes to do is to construct, lay, build and operate street railway tracks through and along the streets of the City of Charleston; to employ and operate thereon cars to be run by electricity, with the necessary appliances and instruments for the transportation of passengers and freight, upon such reasonable rates as may be fixed by said company; to make, produce, generate and supply light, power and heat by means of electricity and gas, or either of them, both for its corporate purposes and for sale to the public; to lease or sub-lease, merge, purchase or consolidate with other railways or corporations, and to use and operate the same by means of the motive powers above named.

The said corporation shall also have the following powers:

- (1) To have perpetual succession.
- (2) To sue and be sued by the corporate name.
- (3) To have a common seal and alter the same at pleasure.
- (4) To prescribe the mode of transferring the shares of the corporation.
- (5) To make contracts, to loan money, to acquire and transfer property both real and personal, including shares of stock in other corporations, possessing the same power in such respect as individuals now enjoy.
- (6) To make by-laws and all rules and regulations deemed expedient for the management of its affairs, not inconsistent with the Constitution and laws of this State or of the United States.
- (7) To have a lien upon the shares of its stockholders to enforce the payment of installments due upon the capital stock, to provide

and enforce the collection of such fines and penalties for delinquents in payment of its installments on the capital stock as its by-laws may fix, not to exceed ten per cent. on the amount due; to borrow money for the purpose of carrying out the objects of its charter; to make notes, bonds or other evidences of debt, and upon a vote of the stockholders had after thirty days' written notice to each stockholder, to secure the payment of its obligations by mortgage or deed of trust on all or any of its property and franchises, both real and personal.

Fifth. The minimum amount of capital stock to be \$300, of the par value of \$50 each, payable in money and in property at its money value; and the maximum amount to which said capital stock may hereafter be increased to be \$50,000.

Sixth. It is proposed to organize said corporation under the provisions of an Act entitled "An Act to Provide for the Formation of Railroad, Steamboat, Street Railway and Canal Companies, and to Define the Powers thereof, and to Provide a Mode for Amending the Charters thereof," approved the 28th day of February, 1899, and also under the provisions of an Act entitled "An Act to amend Section 8 of an Act entitled 'An Act to Provide for the Formation of Railroad, Steamboat, Street Railway and Canal Companies, and to Define the Powers thereof,' so as to authorize street railway companies to make, produce, generate and supply light, power and heat by means of electricity and gas," approved the 17th day of February, 1900.

Seventh. That in accordance with Article 8, Section 4, of the Constitution of the State of South Carolina, they have previously obtained permission from the City Council of Charleston for the construction of said street railway through the streets of said city.

Whereupon, I, M. R. Cooper, Secretary of the State of South Carolina, by virtue of the authority in me vested by the aforesaid Act, for good and sufficient reasons to me appearing did appoint and commission the above named petitioners, to wit: Francis K. Carey, of the city of Baltimore, in the State of Maryland, and Samuel H. Wilson and Philip H. Gadsden, of the city of Charleston, in the State of South Carolina, a board of incorporators, authorizing them to open books of subscription to the capital stock of the company proposed to be organized, as set forth in the above mentioned declaration; and to organize and create the same; which commission and authority was issued and dated the 30th day of March, A. D. 1901, under the great seal of the State of South Carolina, and required the publication for not less than thirty days of a prescribed notice in the following news-

papers, to wit: News and Courier and Evening Post, both of which are published in the County of Charleston, State aforesaid.

And whereas, on the 6th day of May, A. D. 1901, Francis K. Carey, Samuel H. Wilson and Philip H. Gadsden, being a majority of the said Board of Corporators duly appointed and commissioned, did file in the office of the Secretary of State their return in writing, setting forth that all the requirements of the Act entitled, "An Act to provide for the formation of railroads, steamboats, street railway and canal companies, and to define the powers thereof, and provide a mode for amending the charters thereof," approved the 28th day of February, A. D. 1899, had been complied with; that the names and residences of the subscribers and the amounts subscribed by each is as follows:

Francis K. Carey, of Baltimore, Md. . . .	\$150.00, payable in cash.
Philip H. Gadsden, of Charleston, S. C. . .	100.00, payable in cash.
Samuel H. Wilson, of Charleston, S. C. . .	100.00, payable in cash.
Wm. M. Bird, of Charleston, S. C.	50.00, payable in cash.
George B. Edwards, of Charleston, S. C. . .	50.00, payable in cash.
George A. Wagener, of Charleston, S. C. . .	50.00, payable in cash.

That pursuant to notice for thirty days published in the "News and Courier" and "Evening Post," newspapers published in the County of Charleston, in said State, a meeting was held on the 6th day of May, 1901, at Charleston, in said State, at which all of the stock being present in person or by proxy the following were elected directors: Francis K. Carey, Baltimore, Md.; Philip H. Gadsden, Charleston, S. C.; Samuel H. Wilson, Charleston, S. C.; William M. Bird, Charleston, S. C.; George B. Edwards, Charleston, S. C.; George A. Wagener, Charleston, S. C.

Now, therefore, I, M. R. Cooper, Secretary of the State of South Carolina, by virtue of the authority in me vested by an Act of the General Assembly, entitled "An Act to provide for the formation of railroad, steamboat, street railway and canal companies, and to define the powers thereof, and to provide a mode for amending the charters thereof," approved 28th day of February, A. D. 1889, and all other Acts me thereto enabling, do hereby certify that the aforesaid company, the Exposition Traction Company, has been fully organized, according to the laws of the State of South Carolina, under the name and for the purpose indicated in the written declaration, and that they are fully authorized to commence business under their charter; and I hereby declare the said Exposition Traction

Company to be a body politic and corporate, and as such may sue and be sued in any of the Courts of this State.

It is hereby required that this charter be recorded in the office of the Clerk of Court and Register of Mesne Conveyance in the County of Charleston, State of South Carolina.

Given under my hand and the seal of the State, at Columbia, this 6th day of May in the year of our Lord one thousand nine hundred and one, and in the one hundred and twenty-fifth year of the Independence of the United States of America.

(Seal.)

M. R. COOPER,
Secretary of State.

Augusta and Aiken Railway Company.

The State of South Carolina. Office of the Secretary of State.

Whereas, Alfred S. Elliott, of Wilmington, Del.; James U. Jackson, of Augusta, Ga., and Henry Buist, of Charleston, South Carolina, did on the 11th day of May, 1901, file with the Secretary of State a written declaration, signed by themselves, setting forth:

First. The names and residences of the said petitioners to be as above given.

Second. The name of the proposed corporation to be that of "Augusta and Aiken Railway Company."

The principal place of business of the corporation will be North Augusta, Aiken County, South Carolina.

The general purpose of the corporation, and the nature of business it proposes to do is that of constructing, or purchasing, owning and operating a railway or railroad, and it proposes to assume and claim under the provisions of the Constitution and laws of the State of South Carolina: All the powers incident to railroad corporations, especially those enumerated in Article Nine of the Constitution of the State of South Carolina, and the powers of purchasing, acquiring and owning real estate, the power of condemning lands for rights of way, depots, station houses, sidetracks and all other purposes of said corporation. The power of constructing and building a line of railroad between the termini stated below, and of operating the same as a common carrier of freight and passengers and otherwise for hire under the laws of the State of South Carolina; and by and with the consent of the local authorities of any city, town or public places through which it may pass or in which it may have one of its termini,

to locate its tracks and depots through, along, across, over and upon the land or lands of any public street or streets, market sites, or parks, roads or highways therein, and to operate the same for any and all railroad purposes, and also to extend its tracks from any point or points on its proposed line within the County of Aiken to any point or points on Savannah River and along said river, with spurs or branches to any dock or docks, wharf or wharves on said river, and with the consent of the authorities of any city, town or village, through, across or along such streets of such city, town or village, whether now laid out or opened or hereafter laid out or opened, as may be necessary or proper for the purposes of said railroad, with all the powers and rights conferred by the Constitution and laws of this State to acquire rights of way, and further, to erect, construct and maintain and operate at any point in the County of Aiken or elsewhere in this or other States, on such lands as it may own, lease or otherwise acquire, wharves, piers, docks, basins, warehouses, elevators and cotton compresses, together with the approaches thereto, suitable for the accommodation of steamships, sailing vessels or boats, for the convenient loading, unloading, shipping, receiving, compressing, storing and warehousing of all kinds of merchandise or personal property, and to make advances and to obtain a lien thereon, and to conduct the business usually conducted by warehousemen, wharfingers and lightersmen, and of storing and elevating grains or other merchandise, and to charge and collect compensation for the storage, docking, wharfage, lighterage and all other labor incident thereto, including the expenses of weighing, insuring, elevating, storing or delivering such merchandise, and all other expenses incident thereto; and further to construct, equip, purchase, hold, use, charter, own and navigate, sell, mortgage, or otherwise dispose of, vessels, propelled by steam or other motive power, or sailing vessels, and to use the same in transportation of merchandise, passengers and mails between any port or ports in this State, and any port or ports in the United States or elsewhere, so as to carry on the business of general, through, coastwise, or foreign transportation, to and from any point on its own line or connections; that one terminus of said railroad shall be within the town of Aiken, in the State of South Carolina, and the other on the western boundary line of the State of South Carolina on the Savannah River opposite or nearly opposite to the City of Augusta, in the State of Georgia; or within the city of Augusta, in the State of Georgia; which said line, beginning in the town of Aiken will pass from its terminus through the

said town of Aiken, thence through the County of Aiken and to the Townships of Schultz, Greggs, Aiken Number one and Aiken Number two therein and the towns or villages of Bath, Langley, Warrenville, Graniteville and North Augusta therein. It further proposes to exercise all the powers provided in Chapter L and LI. of the Revised Statutes of South Carolina, and the power of guaranteeing the securities of other corporations, and securing said guaranty with a mortgage or deed of trust of all or any part of its property, real, personal or both, and its franchises.

The total length of the said line will be about twenty miles, of which three miles has already been constructed.

The motive power proposed to be used is electricity or steam, and the gauge of the said railroad standard.

The proposed road will not be wholly within the State of South Carolina, but it is intended to be constructed from its terminus on the western boundary of the State of South Carolina into and through the city of Augusta, in the State of Georgia; and that the said corporation, so proposing to organize, will operate the line as an independent corporation.

Third. The minimum amount of the capital stock upon which the corporation may organize is ten thousand dollars, and the maximum amount to which said capital stock may be thereafter increased is one hundred thousand dollars; and the par value of the shares thereof shall be one hundred dollars each, payable in five installments of 20 per cent. each, as follows: The first upon the date of organization of the company, the others equally two months apart thereafter, or at once.

Fourth. That it is proposed to organize such corporation under the provisions of the Act of the General Assembly of the State of South Carolina entitled "An Act to provide for the formation of railroad, steamboat, street railway and canal companies, and to define the powers thereof, and provide a mode for amending the charters thereof," approved the 28th day of February, 1899, and all the Acts amending the same.

Fifth. That the said corporation intends to ask the right to condemn lands for its line through the County, Townships, cities, towns and villages above named, and will make application therefor and has given the notice required in the seventh sub-division of the first Section of the said Act, by publication thereof for four weeks in a newspaper published in the said County of Aiken where the right to condemn lands is desired to be acquired.

Whereas, on the eleventh day of May, 1901, the said above named petitioners, to wit: Alfred S. Elliott, of Wilmington, Del.; James U. Jackson, of Augusta, Ga., and Henry Buist, of Charleston, South Carolina, were appointed by me a board of corporators, and were authorized to open books of subscription to the capital stock of the said company proposed to be organized as set forth in the above mentioned declaration, after 30 days' notice, published once a week in a newspaper published in the County of Aiken:

And whereas, the above named Board of Corporators, to wit: Alfred S. Elliott, James U. Jackson and Henry Buist, did on the twenty-eighth day of June, 1901, file with the Secretary of State their return in writing, over their signatures, certifying among other things, that pursuant to published notice as required in the commission of the said corporation, the books of subscription to the capital stock of the aforesaid purposed company were duly opened, and that thereupon exceeding five hundred dollars per mile of the aggregate amount of the capital stock were subscribed by bona fide subscribers.

That a meeting of stockholders was held on the 26th day of June, 1901, at which a majority of all the stock being present, in person or by proxy, the following were elected directors: G. H. Jackson, L. F. Verdery and G. T. Jackson.

That subsequently there was elected as President, G. H. Jackson; as Treasurer, G. H. Jackson; as Secretary, L. F. Verdery.

That one hundred per cent. of the aggregate capital stock has been secured to the Treasurer.

That a profile map of the proposed route will be filed within one year from the date of this return.

Now, therefore, I, M. R. Cooper, Secretary of State, by virtue of the authority in me vested by the aforesaid Act, and all other Acts me thereto enabling, do hereby certify that the aforesaid company has been fully organized, according to the laws of the State of South Carolina, under the name and for the purpose indicated in the written declaration, and that they are fully authorized to commence business under their charter; and I do hereby declare the said "Augusta and Aiken Railway Company" to be a body politic and corporate, and as such may sue and be sued in any of the Courts of this State. It is hereby required that this charter be recorded in the office of the Register of Mesne Conveyance or Clerk of the Court of Aiken County. It is furthermore a condition of this Charter that the said "Augusta and Aiken Railway Company" shall be deemed to have waived their charter rights, franchises and privileges, unless they

shall begin the construction of the proposed road within three years from the date hereof, and complete the same within five years thereafter.

Given under my hand and the Seal of the State, at Columbia, this twenty-eighth day of June, in the year of our Lord, nineteen hundred and one, and in the one hundred and twenty-fifth year of the Independence of the United States of America.

(Seal.)

M. R. COOPER,
Secretary of State.

Blue Ridge Railway Company.

The State of South Carolina. Office of the Secretary of State.

Whereas, Fairfax Harrison, of Washington, District of Columbia, B. L. Abney, of Columbia, South Carolina, and E. M. Thomson, of Columbia, South Carolina, did on the twenty-sixth day of August, 1901, file with the Secretary of State a written declaration, signed by themselves, setting forth:

First. The names and residences of the said petitioners to be as above given.

Second. The name of the proposed corporation to be that of Blue Ridge Railway Company.

The principal place of business of the corporation will be Anderson, in the State of South Carolina.

The general purpose of the corporation, and the nature of business it proposes to do, is that of owning, operating and building a railroad, and it purposes to assume and claim, under the provisions of the Constitution and laws of the State of South Carolina, all of the powers incident to railroad corporations, especially the power of purchasing, acquiring and owning real estate, the power of condemning lands for rights of way, depots, station houses, side tracks, and all other purposes which are incident or necessary for such corporations to have and enjoy. And further, the proposed corporation claims and desires the power and authority to acquire, possess and enjoy and operate, as a common carrier under the laws of the State of South Carolina, all that completed line of railroad commonly known as the Blue Ridge Railroad, together with all rights, privileges and franchises heretofore transferred and conferred to the purchasers thereof, said line of road extending between Anderson and Walhalla in the State of South Carolina; also, the power and authority to purchase,

acquire and operate all the unfinished portion of said line of railroad, which extends between Walhalla, in the County of Oconee and State of South Carolina, and in the direction of Rabun Gap, in the State of Georgia, and to finish and complete the same as a continuation of the aforesaid completed line between Anderson and Walhalla. This corporation will further assume and claim, by and with the consent of the municipal authorities of any city or town through which it may pass, or in which it may have its termini, the power and authority to locate its tracks and depots through, along, over and upon any public street or streets and public places therein, and to operate the same for any and all railroad purposes; also to claim and assume under the laws of the State of South Carolina, the power to build and maintain side tracks from any point or points on its completed or its proposed line within the Counties of Anderson or Oconee, to any point or points along said line, and spurs or branches, as may be deemed advisable; and, in general, it desires all the rights and powers conferred by the Constitution and laws of this State upon railroad companies with regard to the right of eminent domain.

The length of the completed portion of the proposed line of road between Anderson and Walhalla is about thirty-four miles; the incomplete portion of said road, between Walhalla and the Georgia line, is about seventeen miles, making a total length of fifty-one miles.

The said proposed railroad passes partly or wholly through the townships of Anderson, Centreville and Pendleton, in Anderson County, and the townships of Seneca, Wagner and Chatooga, in Oconee County. It also passes partly or wholly through Anderson and Pendleton, in Anderson County, and Seneca and Walhalla, in Oconee County.

The proposed line of railroad is altogether within the limits of the State of South Carolina, but may be extended into other States.

The corporation proposed to be hereby organized expects to operate the line as an independent corporation.

The motive power proposed to be used is steam, and the guage of the road already completed and that to be built will be standard.

Fifth. The capital stock of said proposed corporation will be One Hundred Thousand Dollars, to be divided into one thousand shares of the par value of One Hundred Dollars each; said capital stock shall be payable in money, in labor, or in property at its money value; and is to be paid upon the call of the Directors, but not in installments.

Sixth. That it is proposed to organize such corporation under the provisions of the Act of the General Assembly of the State of South

Carolina, entitled "An Act to Provide for the Formation of Railroad, Steamboat, Street Railway and Canal Companies, and to Define the Powers Thereof, and Provide a Mode for Amending the Charters Thereof," approved February 26th, 1899 (23 Stat., pp. 64-70) or any Act or Acts amendatory thereof.

Seventh. That the said proposed corporation intends to ask the right to condemn lands for its line through the Counties, townships, cities and towns above named, and have given notice required in the seventh section of the said Act by publication thereof for four weeks in a newspaper published in each of the Counties where the right to condemn lands is desired to be acquired.

And whereas, the above declaration set forth and affirmed all things required by law, whereupon, I, M. R. Cooper, Secretary of State of South Carolina, by virtue of the authority in me vested by the aforesaid Act and parts of Acts, did appoint and commission the above named Fairfax Harrison, B. L. Abney and E. M. Thomson a Board of Corporators, authorizing them to open books of subscription to the capital stock of the Company purposed to be organized, as set forth in the above-mentioned declaration; and to organize and create the same; which commission and authority was issued and dated the 26th day of August, A. D. 1901, under the great seal of the State of South Carolina, and required the publication for the term prescribed by law of prescribed notice of opening of books of subscription, and of the intention to ask the right to condemn lands, etc., in the Counties, towns, cities, etc., aforesaid.

And whereas, on the twenty-eighth day of September, A. D. 1901, Fairfax Harrison, B. L. Abney and E. M. Thomson, being all of the Board of Corporators aforesaid duly appointed and commissioned, did file in the office of the Secretary of State their return in writing setting forth that all the requirements of the Act entitled, "An Act to Provide for the Formation of Railroad, Steamboat, Street Railway and Canal Companies, and to define the powers thereof, and provide a Mode for Amending the Charters thereof," approved the 28th day of February, A. D., 1899, and Acts amendatory thereto, have been complied with.

That pursuant to published notice as required, books of subscription to the capital stock were duly opened, and that Five Hundred Dollars per mile of the aggregate amount of the capital stock was subscribed by bona fide subscribers; and that more than 20 per cent. of the amount subscribed has been paid or secured.

That a profile map of the survey of the route of that portion of

said railroad proposed to be built and constructed will be filed within one year from the date of this return.

That a meeting of the stockholders was held on the 28th day of September, 1901, at which a majority of all stock being present, in person or by proxy, the following were elected Directors: Fairfax Harrison, Washington, D. C.; B. L. Abney, Columbia, S. C.; H. C. Beattie, Greenville, S. C.; H. W. Miller, Raleigh, N. C.; E. M. Thomson, Columbia, S. C. That subsequently there was elected as President, H. C. Beattie, Greenville, S. C.; as Secretary, H. W. Miller, Raleigh, N. C.

The names and residences of the subscribers and the amounts subscribed by each are as follows: Fairfax Harrison, 499 shares, \$49,900; B. L. Abney, 498 shares, \$49,800; H. C. Beattie, 1 share, \$100; H. W. Miller, 1 share, \$100; E. M. Thomson, 1 share, \$100. Now, Therefore, I, M. R. Cooper, Secretary of State of South Carolina, by virtue of the authority vested in me by the aforesaid Acts and parts of Acts, do hereby certify that the aforesaid Company has been duly organized, according to the laws of the State of South Carolina, under the name and for the purpose indicated in the said Declaration, and I hereby declare the said Blue Ridge Railroad Company to be a body politic and corporate, and as such may sue and be sued in any of the Courts of this State.

It is furthermore a condition of this Charter that the said corporation shall be deemed to have waived their charter rights, franchises and privileges, unless they shall begin the construction of the proposed road within two years from the date hereof, and complete the same within thirteen years thereafter.

Given under my hand and the seal of the State, at Columbia, this twenty-eighth day of September, A. D., 1901, and in the One Hundred and Twenty-Sixth year of the Independence of the United States of America.

(Seal.)

M. R. COOPER,
Secretary of State.

Greenville-Piedmont Traction Company.

The State of South Carolina. Office of the Secretary of State.

Whereas, George M. Bunting, of Chester, Pa.; and Jos. S. Keen, Jr., James H. Dawes, H. Bayard Hodge, and Harold Perot Keen, all of the city of Philadelphia, Pa., did on the 26th day of July, 1901, file with the Secretary of State a written declaration, signed by themselves, setting forth:

First. The names and residences of the said petitioners to be as above given.

Second. The name of the proposed corporation to be that of "Greenville-Piedmont Traction Company."

The principal place of business of the corporation will be Greenville, South Carolina.

The general purpose of the corporation, and the nature of business it proposes to do is building, operating and maintaining a railroad from the city of Greenville, South Carolina, to the town of Piedmont in Greenville County, South Carolina, for the transportation of freight, passengers, etc., the motive power to be used to be electricity, with the privilege hereafter of using air, gas or cable power, and with the powers and privileges which it proposes to assume or claim under the provisions of the Constitution and laws of the State of South Carolina, said power and privileges being set out in detail including the powers to condemn land for right of way.

Third. The minimum amount of capital stock to be one hundred thousand dollars, and the maximum amount to which said capital stock may thereafter be increased to be two hundred and fifty thousand dollars (\$250,000), all payable in property, cash and material to be furnished. The number of shares into which the same is to be divided is one thousand (1,000), of the par value of one hundred dollars each.

And whereas the above named petitioners, George M. Bunting, Jos. S. Keen, Jr., James H. Dawes, H. Bayard Hodge and Harold Perot Keen were appointed by me a Board of Corporators, on the 20th day of September, A. D. 1901, did file in the office of the Secretary of State their return in writing, setting forth that all the requirements of an Act entitled, "An Act to provide for the formation of railroad, steamboat, street railway and canal companies, and to define the powers thereof, and provide a mode for amending the Charters thereof," approved 28th February, 1899, and Acts amendatory thereto, have been complied with.

That pursuant to published notice, as required, books of subscription to the capital stock were duly opened and that exceeding fifty per cent. of the aggregate amount of the capital stock and more than five hundred dollars per mile of said railroad was subscribed by *bona fide* subscribers.

That a meeting of the subscribers of the capital stock of said company, pursuant to call by said corporators, was held at Greenville, S. C., on the 12th day of September, A. D. 1901, at 4 o'clock P. M.,

at which a majority of all the stock subscribed being present in person or by proxy, the following were elected directors: George M. Bunting, of Chester, Pa.; James H. Dawes, Jos. S. Keen, Jr., H. Bayard Hodge and Harold Perot Keen, all of Philadelphia, Pa.

That subsequently the said Board of Directors met and elected the following officers: President, Jos. S. Keen, Jr.; Vice President, Geo. M. Bunting; Secretary, H. Bayard Hodge; Treasurer, Harold Perot Keen; General Manager, James H. Dawes.

That more than twenty per cent. of the aggregate capital stock subscribed has been paid to the Treasurer or secured.

That a profile map of the survey of the proposed route of the said railroad will be filed in the office of the Secretary of State within one year from this date.

The names and residences of the subscribers, and the amount subscribed by each to the capital stock of the said company are as follows:

George M. Bunting, Chester, Pa.	Fifty shares.
Jos. S. Keen, Jr., Philadelphia, Pa.	Fifty shares.
James H. Dawes, Philadelphia, Pa.	Fifty shares.
H. Bayard Hodge, Philadelphia, Pa.	Fifty shares.
Harold Perot Keen, Philadelphia, Pa.	Fifty shares.

The National Gas and Construction Company, Camden, N. J.
Seven hundred and fifty shares.

The said company, desiring the right to condemn land for the right of way, the party signed the declaration, duly published in the Greenville News, a newspaper published in the city of Greenville, S. C., notice that they would apply to the Secretary of State at Columbia, S. C., on the 20th of September, A. D. 1901, for a charter for said company, containing said power to condemn land for right of way. Said notice was published once a week for more than four weeks prior to said application.

Now, therefore, I, M. R. Cooper, Secretary of State of South Carolina, by virtue of the authority in me vested by an Act of the General Assembly, entitled "An Act to provide for the formation of railroad, steamboat, street railway and canal companies, and to define the powers thereof, and to provide for a mode for amending the Charters thereof," approved the 28th day of February, A. D. 1899, and all other Acts me thereto enabling, do hereby certify that the aforesaid company, the "Greenville-Piedmont Traction Company," had been fully organized, according to the laws of the State

of South Carolina, under the name and for the purpose indicated in the written declaration, and that they are fully authorized to commence business under their Charter; and I hereby declare the said "Greenville-Piedmont Traction Company" to be a body politic and corporate, and as such may sue and be sued in any of the Courts of this State.

It is hereby required that this Charter be recorded in the offices of the Clerk of the Court and Register of Mesne Conveyance in Greenville County, S. C.

It is furthermore a condition of this Charter that the said "Greenville-Piedmont Traction Company" shall be deemed to have waived their charter rights, franchises and privileges, unless they shall begin the construction of the proposed road within two years from the date hereof, and complete the same within eight years thereafter.

Given under my hand and seal of the State, at Columbia, this twentieth day of September, in the year of our Lord nineteen hundred and one, and in the one hundred and twenty-sixth year of the Independence of the United States of America.

(Seal.)

M. R. COOPER,
Secretary of State.

Charleston Union Station and Railroad Company.

The State of South Carolina. Office of the Secretary of State.

Whereas, Samuel Spencer, New York, N. Y.; R. G. Erwin, Savannah, Ga.; Henry Walters, of the County of Baltimore, Md.; Warren G. Elliott of the County of New Hanover, N. C.; A. B. Andrews, Raleigh, N. C., and C. S. Gadsden of the City of Charleston, South Carolina, did on the 12th day of April, 1901, file with the Secretary of State a written Declaration, signed by themselves, setting forth:

First. The names and residences of the said petitioners to be as above given.

Second. The name of the proposed corporation to be that of "Charleston Union Station and Railroad Company."

The principal place of business of the corporation will be Charleston, South Carolina.

The general purpose of the corporation, and the nature of business it proposes to do is to acquire such real estate as may be necessary for its purposes either by purchase, or lease, or by condemnation un-

der the laws of the State of South Carolina, and to construct, maintain and operate thereon a Union Station for the joint use of the several railroads now entering the City of Charleston as well as for any others that may hereafter enter into an agreement with said Company for the use of the same; to build, maintain and operate such railroad track or tracks as may be necessary to provide for the convenient use of the said Union Station by such railroads; to construct, maintain and operate such depots and other station buildings as may be required for the Company's purposes; to make, enter into and perform such contracts or agreements with the other railroad companies entering the City of Charleston as may be required or necessary for its purposes; to issue bonds or other evidences of indebtedness and to secure the same by one or more mortgages on its property, rights and franchises; to adopt a common seal and to alter or change the same at will, and to assume and claim and generally exercise all the powers and privileges of a railroad corporation given or granted by the Constitution and laws of the State of South Carolina; that the whole of the railroad and its termini will be in the City of Charleston, South Carolina; that the total length of the said railroad will not exceed two miles; that no portion of the said railroad has yet been constructed; that the motive power to be used will be steam; that the road will be of standard guage, and that as declared above, the proposed road will be altogether within the limits of the State of South Carolina.

Third. That the minimum amount of the capital stock upon which said corporation may organize is fifty thousand dollars, and the maximum amount to which it may thereafter be increased is not to exceed two hundred thousand dollars, and the par value of the same is to be one hundred dollars per share, and the same is to be payable either in money, labor or property, and may be paid in such installments as may be prescribed by the Board of Directors.

Fourth. That it is proposed to organize such corporation under the provisions of an Act of the General Assembly of the State of South Carolina, approved the 28th day of February, A. D. 1899, entitled, "An Act to provide for the formation of Railroad, Steamboat, Street Railway and Canal Companies, and to define the Powers thereof, and provide a mode for amending the Charters thereof."

Fifth. That in compliance with the provisions of the seventh subdivision of Section 1 of said Act, as the said Company desires the power to condemn land for rights of way and to exercise the same powers with relation to side tracks, depots, etc., as railroads char-

tered by the General Assembly, the declarants will give notice for four weeks before the application is made, that application for this Charter will be made to the Secretary of State on the tenth day of May, A. D. 1901, at his office in the city of Columbia, by publishing such notice in *The News and Courier*, a newspaper published in the city of Charleston, South Carolina, for each week for four weeks prior to that date.

Whereupon, I, M. R. Cooper, Secretary of State of South Carolina, by virtue of the authority in me vested by the aforesaid Act, for good and sufficient reasons to me appearing, did appoint and commission the above named petitioners, Samuel Spencer of New York, N. Y.; R. G. Erwin, Savannah, Ga.; Henry Walters, of the County of Baltimore, Md.; Warren G. Elliott, of the County of New Hanover, N. C.; A. B. Andrews, of Raleigh, N. C., and C. S. Gadsden of the city of Charleston, S. C., a Board of Corporators, authorizing them to open books of subscription to the capital stock of the Company purposed to be organized, as set forth in the above mentioned declaration; and to organize and create the same; which commission and authority was issued and dated the twelfth day of April, 1901, under the great seal of the State of South Carolina, and required the publication for not less than thirty days of a prescribed notice in *The News and Courier*, a newspaper published in the city of Charleston, S. C., and

Whereas, the said declarants did give notice of their said application by causing a copy of the same to be published by advertising the same in the *Charleston News and Courier*, a newspaper published daily in the City and County of Charleston, in the State of South Carolina, for four weeks prior to the 10th day of May, 1901, as appears by an affidavit made by the proper officials of the said newspaper, duly filed in the office of the Secretary of State, and

Whereas, the said declarants did, on the said 10th day of May, A. D. 1901, appear by counsel before the Secretary of State to make application for said charter, and no person or persons appeared at that time or have since appeared to oppose the same, and

Whereas, on the 11th day of July, 1901, Samuel Spencer, R. G. Erwin, Henry Walters, Warren G. Elliott, A. B. Andrews and C. S. Gadsden, being a majority of the said Board of Corporators, duly appointed and commissioned, did file in the office of the Secretary of State their return in writing, as follows:

First. That after having first given 30 days' notice by advertisement in *The News and Courier*, a newspaper published in the city of

Charleston, and County of Charleston, of the time and place when and where the books of subscription would be opened, as shown by an affidavit of the proper official of said newspaper herewith returned, we did cause books of subscription to be opened at 12 o'clock M., on Wednesday, the 12th day of June, A. D. 1901, at the office of C. S. Gadsden, in the city and County of Charleston, in the State of South Carolina, and that thereupon the whole amount of the minimum capital prescribed by the petition filed by the declarants, to wit: the sum of Fifty Thousand Dollars, which was more than Five Hundred Dollars per mile, was duly subscribed by bona fide subscribers.

Second. That at least 20 per centum of the amount subscribed has been paid.

Third. That no profile map of the route of said railroad has yet been made, and it is the intention to file a copy of the profile map of such route within one year from the date hereof.

Fourth. That the names and residences of the subscribers are as follows, to wit:

The Atlantic Coast Line Railroad Company, a corporation with its legal principal office in the City of Petersburg, Virginia, one hundred and sixty-five shares, \$16,500.00; the South Carolina and Georgia Railroad Company, a corporation of the State of South Carolina, with its principal office at Charleston, South Carolina, one hundred and sixty-five shares, \$16,500.00; the Plant Investment Co., a corporation of the State of Connecticut, with its principal office at New Haven, Connecticut, one hundred and sixty-four shares, \$16,400.00; A. B. Andrews, of Raleigh, N. C., one share, \$100.00; C. S. Gadsden, of Charleston, South Carolina, one share, \$100; W. G. Elliott, of Wilmington, North Carolina, one share, \$100.00; H. Walters of Baltimore, Maryland, one share, \$100.00; Samuel Spencer, of New York, one share, \$100; and R. G. Erwin of Savannah, Georgia, one share, \$100.00.

Fifth. That a meeting of the stockholders was held on the 21st day of June, A. D. 1901, in the city of Charleston, South Carolina, at which more than a majority of the stock of the said Company was represented in person or by proxy at which Messrs. H. Walters, Samuel Spencer and R. G. Erwin were duly elected, in accordance with the Constitution and laws of South Carolina, the Board of Directors of said Company, and that subsequently a meeting of the Board of Directors was duly called and held, at which Mr. R. G. Erwin was duly elected the President, Mr. W. G. Elliott was duly

elected the Secretary, and Mr. James F. Post, was duly elected the Treasurer of said Company.

Sixth. That the names and residences of the Board of Directors of said Company are as follows: H. Walters, of Baltimore, Maryland; Samuel Spencer, of New York City, and R. G. Erwin, of Savannah, Georgia, and that the name and residence of the President is R. G. Erwin, of Savannah, Georgia, and that the name and residence of the Secretary is W. G. Elliott, of Wilmington, North Carolina.

Now, therefore, I, M. R. Cooper, Secretary of State of South Carolina, by virtue of the authority in me vested by an Act of the General Assembly, entitled "An Act to provide for the formation of Railroad, Steamboat, Street Railway, and Canal Companies, and to define the powers thereof, and to provide a mode for amending the charters thereof," approved the twenty-eighth day of February, A. D. 1899, and all other Acts me thereto enabling, do hereby certify that the aforesaid Company, the "Charleston Union Station and Railroad Company," has been fully organized, according to the laws of the State of South Carolina, under the name and for the purpose indicated in the written declaration, and that they are fully authorized to commence business under their charter, and I do hereby declare the said "Charleston Union Station and Railroad Company" to be a body politic and corporate and as such may sue and be sued in any of the Courts of this State.

It is hereby required that this Charter be recorded in the offices of the Clerk of Court of Charleston County, in the State of South Carolina.

It is furthermore a condition of this Charter that the said Charleston Union Station and Railroad Company shall be deemed to have waived their charter rights, franchises and privileges, unless they shall begin the construction of the proposed road within three years from the date hereof, and complete the same within five years thereafter.

Given under my hand and the seal of the State, at Columbia, this eleventh day of July, in the year of Our Lord nineteen hundred and one, and in the one hundred and twenty-sixth year of the independence of the United States of America.

(Seal.)

M. R. COOPER,
Secretary of State.

Railroad Consolidations.

The following Certificates of Consolidation have been issued to railroad corporations :

Savannah, Florida and Western Railway Company.

State of South Carolina.

Whereas, it appears from the certificate on file in my office of the Secretary of the Consolidated Savannah, Florida and Western Railway Company and each of the following railway companies, to wit :

Savannah, Florida and Western Railway Company ;

Charleston and Savannah Railway Company ;

Brunswick and Western Railroad Company ;

Alabama Midland Railway Company ;

Silver Springs, Ocala and Gulf Railroad Company ;

Tampa and Thonotosassa Railroad Company ;

that the said six last named companies have entered into articles of agreement and consolidation, filed with and as a part of said certificate of said Secretary of the said companies ; and

Whereas, it further appears from the certificate of the said Secretary of said companies that the said articles of agreement and consolidation have been approved, sanctioned, adopted and confirmed by the stockholders of each of said six last named companies at separate meetings held in pursuance of law and after due notice ; and

Whereas, it further appears from the said certificate of said Secretary that the stockholders of each of said six last named companies at their respective meetings adopted and passed a resolution that the State of South Carolina be requested to issue to the Plant Investment Company, Robert G. Erwin and Franklin Q. Brown and such other persons as now may be or hereafter may become associated with them as the owners and stockholders of the merged, united and consolidated company and their successors a charter as a merged, united and consolidated body politic and corporate in perpetuity, into and under the name of the Savannah, Florida and Western Railway, Company, having, possessing, holding and enjoying each, every and all of the rights, powers, privileges, immunities and franchises, of every nature whatsoever set forth in said articles of agreement and consolidation and each, every and all of the rights, powers, privi-

leges, immunities and franchises, of every nature whatsoever, granted to, held, possessed or enjoyed by each of the constituent corporations merging, uniting and consolidating into the Savannah, Florida and Western Railway Company, not in conflict with the terms and provisions of said articles of agreement and consolidation;

Now, therefore, I, M. R. Cooper, Secretary of State of South Carolina, by virtue of the power and authority vested in me, and in the name of the State of South Carolina, hereby issue to the Plant Investment Company, Robert G. Erwin and Franklin Q. Brown and such persons as now may be or hereafter may become associated with them as the owners and stockholders of the merged, united and consolidated company and their successors a charter as a merged, united and consolidated body politic and corporate in perpetuity, into and under the name of the Savannah, Florida and Western Railway, Company, having, possessing, holding and enjoying each, every and all of the rights, powers, privileges, immunities and franchises, of every nature whatsoever set forth in said articles of agreement and consolidation and each, every and all of the rights, powers, privileges, immunities and franchises, of every nature whatsoever, granted to, held, possessed or enjoyed by each of the constituent corporations merging, uniting and consolidating into the Savannah, Florida and Western Railway Company, not in conflict with the terms and provisions of said articles of agreement and consolidation, and I do hereby certify that the fees provided by law for consolidation have been paid by the consolidated Savannah, Florida and Western Railway Company.

Given under my hand and the seal of the State of South Carolina, at Columbia, this 10th day of July, A. D. 1901.

M. R. COOPER,
Secretary of State.

(Seal.)

State of South Carolina.

Whereas, it appears from the certificates on file in my office of the Secretary of the Consolidated Savannah, Florida and Western Railway Company, and each of the following railway companies, to wit:
Savannah, Florida and Western Railway Company,
Ashley River Railroad Company,
Abbeville Southern Railway Company,

Green Pond, Walterboro and Branchville Railroad Company, Southwestern Alabama Railway Company;

That the said five last named companies have entered into articles of agreement and consolidation, filed with and as a part of said certificates of said Secretary of the said companies; and

Whereas, it further appears from the certificates of the said Secretary of said companies that the said articles of agreement and consolidation have been approved, sanctioned, adopted and confirmed by the stockholders of each of the said five last named companies at separate meetings held in pursuance of law and after due notice; and

Whereas, it further appears from the said certificates of said Secretary that the stockholders of each of said five last named companies at their respective meetings adopted and passed a resolution that the State of South Carolina be requested to issue to the Plant Investment Company, Robert G. Erwin and Franklin Q. Brown and such other persons as now may be or hereafter may become associated with them as the owners and stockholders of the merged, united and consolidated company and their successors a charter as a merged, united and consolidated body politic and corporate in perpetuity, into and under the name of the Savannah, Florida and Western Railway, Company, having, possessing, holding, and enjoying each, every and all of the rights, powers, privileges, immunities and franchises, of every nature whatsoever set forth in said articles of agreement and consolidation and each, every and all of the rights, powers, privileges, immunities and franchises, of every nature whatsoever, granted to, held, possessed or enjoyed by each of the constituent corporations merging, uniting and consolidating into the Savannah, Florida and Western Railway Company, not in conflict with the terms and provisions of said articles of agreement and consolidation.

Now, therefore, I, M. R. Cooper, Secretary of State of South Carolina, by virtue of the power and authority vested in me, and in the name of the State of South Carolina, hereby issue to the Plant Investment Company, Robert G. Erwin, and Franklin Q. Brown, and such other persons as now may be or hereafter may become associated with them as the owners and stockholders of the merged, united and consolidated company, and their successors, a charter as a merged, united and consolidated body politic and corporate, in perpetuity, into and under the name of the Savannah, Florida and Western Railway Company, having, possessing, holding, and enjoying each, every and all of the rights, powers, privileges, immunities and franchises, of every nature whatsoever set forth in said articles

of agreement and consolidation, and each, every and all of the rights, powers, privileges, immunities and franchises, of every nature whatsoever granted to, held, possessed or enjoyed by each of the constituent corporations merging, uniting and consolidating into the Savannah, Florida and Western Railway Company, not in conflict with the terms and provisions of said articles of agreement and consolidation, and I do hereby certify that the fees provided by law for consolidation have been paid by the consolidated Savannah, Florida and Western Railway Company.

Given under my hand and the seal of the State, at Columbia, this twelfth day of October, A. D. 1901. M. R. COOPER,
(Seal.) Secretary of State.

Seaboard Air Line Railway.

State of South Carolina,
Executive Department.
Office of the Secretary of State.

Whereas, it appears by articles of agreement of merger and consolidation on file in my office of the consolidated Seaboard Air Line Railway and of each of the following railway companies :

The Seaboard Air Line Railway,
The Raleigh and Gaston Railroad Company,
The Raleigh and Augusta Air Line Railroad Company,
The Carolina Central Railroad Company,
The Georgia, Carolina and Northern Railway Company,
The Seaboard Air Line Belt Railroad Company,
The Palmetto Railway Company,
The Chesterfield and Kershaw Railroad Company, and
The South Bound Railroad Company.

That the said nine last named companies have entered into articles of agreement of merger and consolidation certified by the Boards of Directors of each of the aforesaid companies, and

Whereas, it further appears from the certificate of the said Boards of Directors and articles of agreement of merger and consolidation that the aforesaid articles have been approved, adopted and confirmed by the stockholders of each of said last named companies at separate meetings held in pursuance of the law and after due notice; and

Whereas, it further appears from the said articles of

agreement of merger and consolidation that the stockholders of each of said nine last named companies at their respective meetings adopted and passed a resolution that the State of South Carolina be requested to issue to the Seaboard Air Line Railway, John Skelton Williams, John W. Middendorf and Leigh R. Watts, and such other persons as now may be or hereafter may become associated with them as the owners and stockholders of the merged, united and consolidated companies and their successors a charter as a merged, united and consolidated body politic and corporate under the name of the Seaboard Air Line Railway, having, possessing, holding and enjoying each and every and all of the rights, privileges, profits and emoluments whatsoever set forth in such articles of merger of agreement and consolidation, and each, every and all of the rights, privileges, emoluments and franchises of every nature whatsoever granted to, held, possessed or enjoyed by each of the constituent corporations merged, united and consolidated into the Seaboard Air Line Railway not in conflict with the terms and provisions of said articles of agreement and consolidation.

Now, therefore, I, M. R. Cooper, Secretary of State of the State of South Carolina, by virtue of the power and authority vested in me by an Act of the General Assembly of the State of South Carolina, entitled "An Act to amend Section 1615 of the Revised Statutes of the State of South Carolina of 1893, relative to the consolidation of railway companies," approved February 23, 1901, and all other Acts or parts of Acts me thereto enabling, and in the name of the State of South Carolina, hereby issue to the Seaboard Air Line Railway, John Skelton Williams, John W. Middendorf and Leigh R. Watts, and such other persons as now may be or hereafter may become associated with them as owners and stockholders of the merged, united and consolidated companies and their successors, a charter as a merged, united and consolidated body politic and corporate into and under the name of the Seaboard Air Line Railway having, possessing and enjoying each and every and all of the rights, privileges, emoluments and franchises of every nature whatsoever.

Given under my hand and the Seal of the State, in Columbia, this 1st day of October, A. D. 1901, and in the One Hundred and Twenty-sixth year of the Independence of the United States of America.

M. R. COOPER,
Secretary of State.

(Seal.)

State of South Carolina,
Executive Department,
Office of Secretary of State.

Whereas, it appears by articles of agreement of merger and consolidation on file in my office of the consolidated

Seaboard Air Line Railway,
The Raleigh and Gaston Railroad Company,
The Raleigh and Augusta Air Line Railroad Company,
The Carolina Central Railroad Company,
The Georgia, Carolina and Northern Railway Company,
The Seaboard Air Line Belt Railroad Company,
The Palmetto Railway Company,
The Chesterfield and Kershaw Railroad Company, and
The South Bound Railroad Company.

That the said nine last named companies have entered into articles of agreement of merger and consolidation certified by the Board of Directors of each of the aforesaid companies; and,

Whereas, it further appears from the certificate of the said Board of Directors and articles of agreement of merger and consolidation that the aforesaid articles have been approved, adopted and confirmed by the stockholders of each of said last nine named companies at separate meetings held in pursuance of law and after due notice; and

Whereas, there was filed one of the copies of said agreement with me prior to October 1st, 1901, and a certificate of charter similar to this was issued, and, whereas, doubts have arisen as to the sufficiency of said copy, and another one was filed fully certified on the 7th day of November, 1901, at 12 o'clock, noon, and it was deemed advisable that another certificate be issued in order that there be no question as to the validity of the charter in this State; and

Whereas, it further appears from the said articles of agreement, of merger and consolidation, that the stockholders of each of said nine last named companies at their respective meetings adopted and passed a resolution that the State of South Carolina be requested to issue to the Seaboard Air Line Railway, John Skelton Williams, John W. Middendorf and Leigh R. Watts and such other persons as now may be or hereafter may become associated with them as the owners and stockholders of the merged, united and consolidated companies and their successors, a charter as a merged, united and consolidated body politic and corporate under the name

of the Seaboard Air Line Railway, having, possessing, holding and enjoying each and every and all of the rights, privileges, profits and emoluments whatsoever set forth in such articles of merger of agreement and consolidation and each, every and all of the rights, privileges, emoluments and franchises of every nature whatsoever, granted to, held, possessed or enjoyed, by each of the constituent corporations merged, united and consolidated into the Seaboard Air Line Railway, not in conflict with the terms and provisions of said articles of agreement and consolidation.

Now, therefore, I, M. R. Cooper, Secretary of State of the State of South Carolina, by virtue of the power and authority vested in me by an Act of the General Assembly of the State of South Carolina, entitled "An Act to amend Section 1615 of the Revised Statutes of the State of South Carolina of 1893, relative to the consolidation of railway companies," approved February 23, 1901, and all other Acts or parts of Acts me thereto enabling, and in the name of the State of South Carolina, hereby issue to the Seaboard Air Line Railway, John Skelton Williams, John W. Middendorf and Leigh R. Watts, and such other persons as now, are or hereafter may become associated with them as owners and stockholders of the merged, united and consolidated companies and their successors, a charter as a merged, united and consolidated body politic and corporate into and under the name of the Seaboard Air Line Railway, having, possessing and enjoying each and every and all the rights, privileges and emoluments and franchises of every nature whatsoever.

Given under my hand and the seal of the State, at Columbia, this sixteenth day of November, A. D., 1901, and in the one hundred and Twenty-Sixth year of the Independence of the United States of America.

(Seal.)

M. R. COOPER,
Secretary of State.

State of South Carolina,
Executive Department,
Office of Secretary of State.

Whereas, it appears by articles of agreement of merger and consolidation on file in my office of the consolidated
Seaboard Air Line Railway,
The Raleigh and Gaston Railroad Company,
The Raleigh and Augusta Air Line Railroad Company,
The Carolina Central Railroad Company,

The Georgia, Carolina and Northern Railway Company,
The Seaboard Air Line Belt Railroad Company,
The Palmetto Railway Company,
The Chesterfield and Kershaw Railroad Company and
The South Bound Railroad Company.

That the said nine last named companies have entered into articles of agreement of merger and consolidation certified by the Board of Directors of each of the aforesaid companies; and,

Whereas, it further appears from the certificate of the said Board of Directors and articles of agreement of merger and consolidation that the aforesaid articles have been approved, adopted and confirmed by the stockholders of each of said last nine named companies at separate meetings, held in pursuance of law and after due notice; and

Whereas, there was filed one of the copies of said agreement with me prior to October 1st, 1901, and a certificate of charter similar to this was issued, and, whereas, doubts have arisen as to the sufficiency of said copy and another one was filed fully certified on the 7th day of November, 1901, at 12 o'clock, noon, and it was deemed advisable that another certificate be issued in order that there be no question as to the validity of the charter in this State; and,

Whereas, it further appears from the said articles of agreement of merger and consolidation that the stockholders of each of said nine last named companies at their respective meetings adopted and passed a resolution that the State of South Carolina be requested to issue to the Seaboard Air Line Railway, John Skelton Williams, John W. Middendorf and Leigh R. Watts, and such other persons as now, may be or hereafter may become associated with them as the owners and stockholders of the merged, united and consolidated companies and their successors, a charter as a merger united and consolidated body politic and corporate under the name of the Seaboard Air Line Railway, having, possessing, holding and enjoying each and every and all of the rights, privileges, profits and emoluments whatsoever set forth in such articles of merger of agreement and consolidation and each, every and all of the rights, privileges, emoluments and franchises of every nature whatsoever, granted to, held, possessed, or enjoyed, by each of the constituent corporations merged, united and consolidated into the Seaboard Air Line Railway, not in conflict with the terms and provisions of said articles of agreement and consolidation.

Now, therefore, I, M. R. Cooper, Secretary of State of the State of South Carolina, by virtue of the power and authority vested in:

me by an Act of the General Assembly of the State of South Carolina entitled "An Act to amend Section 1615 of the Revised Statutes of the State of South Carolina of 1893, relative to the consolidation of railway companies," approved February 23, 1901, and all other Acts or parts of Acts me thereto enabling, and in the name of the State of South Carolina, hereby issue to the Seaboard Air Line Railway, John Skelton Williams, John W. Middendorf and Leigh R. Watts, and such other persons as now are or hereafter may become associated with them as owners and stockholders of the merged, united and consolidated companies and their successors, a charter as a merged, united and consolidated body politic and corporate into and under the name of the Seaboard Air Line Railway having, possessing and enjoying each and every and all the rights, privileges, emoluments and franchises of every nature whatsoever.

Given under my hand and the seal of the State, at Columbia, this sixteenth day of November, A. D. 1901, and in the one hundred and twenty-sixth year of the Independence of the United States of America.

(Seal.)

M. R. COOPER,
Secretary of State.

PRIVATE COMPANIES.

Charters Granted.

ABBEVILLE COUNTY.

The Bank of McCormick, McCormick; capital stock, \$25,000; chartered Feb. 9, 1901; president, B. F. Mauldin; secretary, J. E. Britt.

The Abbeville Warehouse Co., Abbeville; capital stock, \$6,000; chartered May 2, 1901; president, J. R. Blake; secretary, F. E. Harrison.

AIKEN COUNTY.

Powell Hardware Company, Aiken; capital stock, \$25,000; chartered March 7, 1901; president, Robert Powell; secretary, James Powell.

Peerless Clay Company, Near Langley; capital stock, \$100,000; chartered April 30, 1901; president, B. D. Lamar; secretary, F. W. Bramstein.

South Carolina Clay Works, Langley; capital stock, \$50,000; chartered May 14, 1901; president, W. J. Oliver; secretary, B. F. Henderson.

Youngblood Lumber Company, North Augusta; capital stock, \$20,000; chartered May 16, 1901; president, B. M. Youngblood; secretary, W. R. Youngblood.

North Augusta Electric and Improvement Company, North Augusta; capital stock, \$1,500,000; chartered June 4, 1901; president, James N. Jackson; secretary, Walter M. Jackson.

The Aiken Industrial Co., Aiken; capital stock, \$50,000; chartered Dec. 27, 1901; president, C. K. Henderson; secretary, W. J. Platt.

ANDERSON COUNTY.

Van Wyck, Sloan and Vandiver Company, Anderson; capital stock, \$10,000; chartered Jan. 16, 1901; president, O. B. VanWyck; secretary, J. S. Crayton.

C. F. Jones Company, Anderson; capital stock, \$35,000; chartered March 4, 1901; president, C. F. Jones; secretary, Calhoun Harris.

Honea Path Lumber Company, Honea Path; capital stock, \$5,000; chartered April 8, 1901; president, L. M. Wilson; secretary, L. M. Wilson.

Acme Drug Company, Anderson; capital stock, \$40,000; chartered June 28, 1901; president, R. S. Ligon; secretary, J. T. Ligon.

The Dodd Hoister Manufacturing Company, Anderson; capital stock, \$4,000; chartered Sept. 9, 1901; president, M. M. Mattison; secretary, R. E. Burrisa.

Brock Hardware Co., Anderson; capital stock, \$25,000; chartered Aug. 21, 1901; president, J. W. Brock; secretary, L. L. Hatcher.

Anderson Phosphate and Oil Co., Anderson; capital stock, \$600,000; chartered Nov. 16, 1901; president, Fred G. Brown; secretary, Chas. A. Gambrill.

The Williamston Drug Co., Williamston; capital stock, \$5,000; chartered Nov. 25, 1901; president, A. C. Wilson; secretary, M. H. Reeves.

BAMBERG COUNTY.

Bank of Denmark, Denmark; capital stock, \$2,000; chartered Dec. 9, 1901; president, S. D. M. Guess; secretary, J. S. J. Faust.

BARNWELL COUNTY.

Easterling Brothers Co., Barnwell; capital stock, \$25,000; chartered Nov. 20, 1901; president, L. M. Lyon; secretary, J. M. Easterling.

BEAUFORT COUNTY.

The Yemassee Milling and Mercantile Company, Yemassee; capital stock, \$2,000; chartered Feb. 14, 1901; president, W. D. Sanders; secretary, J. C. Rabb.

BERKELEY COUNTY.

The Woodstock Hardwood and Spool Manufacturing Co., Woodstock; capital stock, \$15,000; chartered Jan. 1, 1901; president, W. H. Welsh; secretary, Julius D. Koster. Mepshew Lumber Mill, Near Oakley; capital stock, \$6,000; chartered Feb. 16, 1901; president, Geo. H. Moffett; secretary, J. Ross Hanahan.

The Berkeley News Publishing Co., Holly Hill; capital stock, \$1,000; chartered June 1, 1901; president, Dr. J. L. B. Gilmore; secretary, W. A. Jeffers.

CHARLESTON COUNTY.

Charleston Live Stock Co., Charleston; capital stock, \$10,000; chartered Jan. 2, 1901; president, W. T. Gregory; secretary, L. C. Lazenby.

Security Investment Company, Charleston; capital stock, \$1,000; chartered Jan. 5, 1901; president, Henry Bulst; secretary, Henry Bulst.

Simmons Investment Company, Charleston; capital stock, \$10,000; chartered Jan. 5, 1901; president, Benj. I. Simmons; secretary, John F. Simmons.

J. T. Snelson Contracting Company, Charleston; capital stock, \$3,000; chartered Jan. 9, 1901; president, J. T. Snelson; secretary, Teel E. Snelson.

Equitable Real Estate Company, Charleston; capital stock, \$2,000; chartered Jan. 19, 1901; president, T. Moultrie Mordecai; secretary, P. H. Gadsden.

Hutchinson-Skinner Company, Charleston; capital stock, \$6,000; chartered Jan. 23, 1901; president, Wm. A. Hutchinson; secretary, Milton P. Skinner.

United States Industrial Life Insurance Company of Charleston, Charleston; capital stock, \$1,000; chartered Feb. 8, 1901; president, Jas. E. Harvey; secretary, Wm. T. Thompson.

The Realty and Surety Company, Charleston; capital stock, \$10,000; chartered Feb. 15, 1901; president, Henry A. M. Smith; secretary, Julian Mitchell, Jr.

W. T. Weekley Company, Charleston; capital stock, \$2,500; chartered Feb. 19, 1901; president, W. T. Weekley; secretary, John B. White.

Palmetto Manufacturing Company, Charleston; capital stock, \$30,000; chartered March 11, 1901; president, S. Berhmann; secretary, S. Rittenburg.

The Matthies and Stelling Company, Charleston; capital stock, \$50,000; chartered April 5, 1901; president, August Matthies; secretary, J. H. Stelling.

The Argyle Hotel Company, Charleston; capital stock, \$60,000; chartered April 8, 1901; president, Wm. B. Wilson; secretary, E. R. Wilson.

The Carolina Grocery Company of Charleston, South Carolina, Charleston; capital stock, \$250,000; chartered April 10, 1901; president, John Wilson; secretary, Geo. H. Moffett.

Globe Building and Loan Association, Charleston; capital stock, \$150,000; chartered April 23, 1901; president, M. F. Kennedy; secretary, W. M. Jacobs.

Hughes Specialty Well Drilling Company, Charleston; capital stock, \$25,000; chartered May 29, 1901; president, Wm. E. Hughes; secretary, Herbert E. Gyles.

The Exposition Transfer Line, Charleston; capital stock, \$600; chartered June 19, 1901; president, John D. Pletscher; secretary, E. M. Averill.

Star Building and Loan Association, Charleston; capital stock, \$150,000; chartered June 29, 1901; president, John B. Reeves; secretary, B. J. McTureous.

Commercial Building and Loan Association, Charleston; capital stock, \$150,000; chartered July 9, 1901; president, R. G. Rhett; secretary, T. T. Hyde.

Mutual Creamery Company, Charleston; capital stock, \$5,000; chartered Aug. 6, 1901; president, Henry B. Jennings; secretary, Geo. S. Jennings.

Coleman-Wagener Hardware Co., Charleston; capital stock, \$60,000; chartered Aug. 13, 1901; president, M. W. Coleman; secretary, G. Y. Coleman.

Charleston Electric Printing and Lithograph Company, Charleston; capital stock, \$10,000; chartered Aug. 16, 1901; president, W. H. Richardson; secretary, J. J. Westcoat.

Rivers Mercantile Company, Flituessa, Parish of St. Andrews; capital stock, \$6,000; chartered Sept. 2, 1901; president P. R. Rivers; secretary Julian Mitchell, Jr.

A. S. Thomas Furniture Company, Charleston; capital stock, \$1,500; chartered Sept. 19, 1901; president, A. S. Thomas; secretary, John B. White.

The Combahee Fertilizer Company, Charleston; capital stock, \$20,000; chartered Sept. 26, 1901; president, Frank Q. O'Neill; secretary, Frank Q. O'Neill.

Henry Bayer & Son Company, Charleston; capital stock, \$25,000; chartered Oct. 21, 1901; president, Henry Bayer; secretary, Henry S. Bayer.

The United States Catering Co., Charleston Co.; capital stock, \$1,000; chartered Dec. 9, 1901; president, C. T. Massey; secretary, E. C. Hooper.

Exposition Association, Charleston; capital stock, \$500; chartered Dec. 9, 1901; president, J. J. Mannion; secretary, Jas. T. Hayward.

Charleston Drug Manufacturing Co., Charleston; capital stock, \$60,000; chartered Dec. 28, 1901; president, Walter Pringle; secretary, _____.

CHEROKEE COUNTY.

The Acme Furniture Co., Gaffney; capital stock, \$10,000; chartered Jan. 2, 1901; president, B. K. Humphries; secretary, C. C. Humphries.

Cherokee Iron Co., Gaffney; capital stock, \$30,000; chartered Jan. 10, 1901; president, J. L. Black; secretary, R. P. Roberts.

Merchants and Planters' Bank, Gaffney; capital stock, \$50,000; chartered Jan. 26, 1901; president, A. N. Wood; cashier, C. M. Smith.

Gaffney Telephone Company, Gaffney; capital stock, \$10,000; chartered Feb. 4, 1901; president, F. G. Stacy; secretary, W. B. DuPre.

Gaffney Live Stock Company, Gaffney; capital stock, \$15,000; chartered May 30, 1901; president, Jno. T. Stevens; secretary, L. C. Lazenby.

Blacksburg Cotton Seed Oil Mill, Blacksburg; capital stock, \$15,000; chartered Aug. 14, 1901; president, A. H. Pollock; secretary, N. W. Hardin.

The Star Theatre Company, Gaffney; capital stock, \$15,000; chartered Oct. 5, 1901; president, W. C. Carpenter; secretary, J. A. Willis.

Smith Hardware Co., Gaffney; capital stock, \$15,000; chartered Nov. 29, 1901; president, W. C. Carpenter; secretary, R. M. Gaffney.

Merchants' Grocery Co., Gaffney; capital stock, \$10,000; chartered Dec. 27, 1901; president, W. A. Turner; secretary, J. L. Brown.

CHESTER COUNTY.

The Woods Drug Company, Chester; capital stock, \$3,500; chartered Jan. 2, 1901; president, R. H. Woods; secretary, H. R. Woods.

The Durham Mercantile Company, Blackstock; capital stock, \$5,000; chartered March 1, 1901; president, W. S. Durham; secretary, W. J. Simpson.

Bewley Hardware Company, Chester; capital stock, \$10,000; chartered July 6, 1901; president, W. D. Bewley; secretary, L. B. Dawson.

Chester Wholesale Company, Chester; capital stock, \$20,000; chartered Oct. 18, 1901; president, Jno. R. Alexander; secretary, T. H. White.

CHESTERFIELD COUNTY.

The Mutual Benevolent Association, Chesterfield; chartered Jan. 28, 1901; president, Whiteford S. Blakeney; secretary, Chas. P. Morgan.

McBee Mercantile Company, McBee and Catarrh; capital stock, \$15,000; chartered Jan. 29, 1901; president, B. W. Heath; secretary, J. E. Segars.

Chesterfield County Oil Company, Cheraw; capital stock, \$20,000; chartered May 14, 1901; president, W. F. Stevenson; general manager, R. K. Dogan.

The Globe Company, Cheraw; capital stock, \$5,000; chartered May 29, 1901; president, E. V. Finlayson; secretary, J. C. Whitley.

Cheraw Door and Sash Company, Cheraw; capital stock, \$12,000; chartered Sept. 26, 1901; president, U. T. Cobb; secretary, Harrington Godfrey.

Mertonfield Manufacturing Co., Cheraw; capital stock, \$100,000; chartered Nov. 16, 1901; president, _____; secretary, _____.

COLLETON COUNTY.

American Tea Growing Company, at or near Rantowles; capital stock, \$60,000;

chartered Feb. 18, 1901; president, Augustus C. Tyler; vice president and treasurer, Roswell D. Trimble.

Cherokee Rice Company, Colleton County; capital stock, \$20,000; chartered March 27, 1901; president, James B. O'Neill; secretary, Geo. S. Johnson.

DARLINGTON COUNTY.

Crosby & Company, Darlington; capital stock, \$2,000; chartered Jan. 29, 1901; president, R. E. Deans; secretary, V. E. Crosby.

Darlington Storage Warehouse Company, Darlington; capital stock, \$10,000; chartered Feb. 27, 1901; president, H. E. Coleman; secretary, P. E. Hubbard.

Edwards Lumber Company, Dovesville; capital stock, \$5,000; chartered July 25, 1901; president, J. L. Edwards; secretary, E. T. Coker.

DORCHESTER COUNTY.

Summerville Country Club, Cord's Farm; capital stock, \$1,000; chartered April 22, 1901; president, A. Morton Hunt; secretary, Legare Walker.

The Summerville Publishing Co., Summerville; capital stock, \$1,000; chartered May 2, 1901; president, T. W. Stanland; secretary, W. H. Pleper.

The Dorchester Lumber Company, St. George; capital stock, \$100,000; chartered July 19, 1901; president, V. C. Badham; secretary, W. H. Bason.

FAIRFIELD COUNTY.

D. L. Stevenson Company, Stevenson; capital stock, \$2,000; chartered March 30, 1901; president, D. L. Stevenson; secretary, D. L. Stevenson.

The Merchants' Building and Loan Association, Winnsboro; capital stock, \$37,500; chartered May 23, 1901; president, J. F. McMaster; secretary, W. G. Jordan.

FLORENCE COUNTY.

C. A. Gregory Tobacco Company, Florence; capital stock, \$5,000; chartered March 26, 1901; president, T. S. Meade; secretary, A. W. Douthat.

C. L. Bolnest Hardware Company, Florence; capital stock, \$15,000; chartered May 28, 1901; president, C. L. Bolnest; secretary, R. B. Stuckey.

The Enterprise Steam Plant, Timmons ville; capital stock, \$15,000; chartered June 18, 1901; president, James A. Cole; secretary, Duncan McKenzie.

The Florence Hardware Company, Florence; capital stock, \$25,000; chartered July 31, 1901; president, M. Bolnoiff; secretary, A. W. Welling.

Dixie Tobacco Warehouse Co., Florence; capital stock, \$5,000; chartered Dec. 27, 1901; president, W. D. Motte; secretary, W. F. Armfield.

GEORGETOWN COUNTY.

Georgetown, Charleston and Wilmington Steamboat Company, Georgetown; capital stock, \$30,000; chartered March 4, 1901; president, J. B. Steele; secretary, Abe Moses.

The Georgetown Provision Company, Georgetown; capital stock, \$20,000; chartered June 10, 1901; president, J. H. Collins; secretary, J. Louis LaBruce.

Eureka Building and Loan Association, Georgetown; capital stock, \$150,000; chartered July 24, 1901; president, W. D. Morgan; secretary, J. I. Hazard.

The Outlook Printing Company, Georgetown; capital stock, \$5,000; chartered July 25, 1901; president, E. W. Kaminski; secretary, J. W. Doar.

Georgetown Electric Co., Georgetown; capital stock, \$50,000; chartered Nov. 5, 1901; president, H. L. Chandler; secretary and treasurer, H. C. Case.

GREENVILLE COUNTY.

H. K. Sturdivant Company, Greenville; capital stock, \$20,000; chartered Jan. 5, 1901; president, H. K. Sturdivant; secretary, J. B. Bruce.

Smith-Mayfield Co., Greers; capital stock, \$5,000; chartered Jan. 28, 1901; president, O. P. Smith; secretary, Isham A. Mayfield.

The Greenville Mattress Co., Greenville; capital stock, \$10,000; chartered March 9, 1901; president, A. G. Gower; secretary, L. R. Alexander.

Western Carolina Fire Insurance Co., Greenville; capital stock, \$25,000; chartered April 4, 1901; president, Henry Briggs; secretary, S. A. Townes.

The Workingman's Saving and Loan Co., Greenville; capital stock, \$20,000; chartered May 14, 1901; president, J. O. Allen; secretary, A. B. Davis.

Symmes-Williams Furniture Co., Greenville; capital stock, \$5,000; chartered Sept. 16, 1901; president, Jno. H. Williams; secretary, Fred W. Symmes, Jr.

Harris Universal Signal Co., Greenville; capital stock, \$150,000; chartered Sept. 19, 1901; president, B. S. H. Harris; secretary, G. W. Taylor.

Mallard Lumber and Bobbin Co., Greenville; capital stock, \$50,000; chartered Dec. 9, 1901; president, E. G. Mallard; secretary, Joseph E. Serrine.

Fountain Inn Oil Co., Fountain Inn; capital stock, \$15,000; chartered Dec. 27, 1901; president, J. P. West; secretary, A. S. Peden.

GREENWOOD COUNTY.

The Arnold-Williams Co., Greenwood; capital stock, \$3,000; chartered Feb. 14, 1901; president, Richmond M. Arnold; secretary, Emmett H. Williams.

The Lyon Drug Company, Ninety-Six; capital stock, \$2,000; chartered March 22, 1901; president, W. H. Trozler; secretary, John Lyon.

Farmers' Trust Society, Ninety-Six; chartered Aug. 2, 1901; president, P. G. Graham; secretary, M. C. Johnson.

Greenwood Grocery Company, Greenwood; capital stock, \$20,000; chartered Oct. 2, 1901; manager, W. R. Cothran; vice manager, J. B. Wharton.

The Greenwood Lumber and Manufacturing Co., Greenwood; capital stock, \$5,000; chartered Aug. 21, 1901; president, J. R. Brooks; secretary, G. T. Marshall.

Blank Book Case Manufacturing Co., Greenwood; capital stock, \$10,000; chartered Oct. 25, 1901; president, C. Irvine Walker; treasurer, C. Irvine Walker.

E. D. and J. L. Andrews Co., Greenwood; capital stock, \$20,000; chartered Nov. 2, 1901; president, J. L. Andrews; secretary and treasurer, E. D. Andrews.

W. J. Snead Lumber Co., Greenwood, capital stock, \$15,000; chartered Nov. 13, 1901; president, W. J. Snead; secretary, W. L. Durst.

HAMPTON COUNTY.

The Peeples' Supply Company, Estill; capital stock, \$15,000; chartered March 16, 1901; president, J. W. Peeples; secretary, W. E. Peeples.

The Bank of Brunson, Brunson; capital stock, \$25,000; chartered July 26, 1901; president, J. F. Allen; D. B. Kendrick, cashier.

HORRY COUNTY.

The Stone Brothers Co., Little River; capital stock, \$5,000; chartered Dec. 27, 1901; president, J. H. Stone; secretary, Will H. Stone, Jr.

KERSHAW COUNTY.

The Woodstock Club, Kershaw County; capital stock, \$2,100; chartered July 24, 1901; president, R. L. Barstow, Jr.; secretary, Allen J. Boykin.

LANCASTER COUNTY.

Farmers' Supply Company, Kershaw, Lancaster and Camden; capital stock, \$15,000; chartered Feb. 1, 1901; president, A. S. Mungo; secretary, J. C. Cook.

Williams-Hughes Company, Lancaster; capital stock, \$20,000; chartered Aug. 28, 1901; president, Geo. W. Williams; secretary, W. H. Reed.

LAURENS COUNTY.

The Bell Co., Renno; capital stock, \$5,000; chartered Feb. 5, 1901; president, J. F. Bell; secretary, W. E. Bell.

Ware Shoals Land Company, Laurens; capital stock, \$40,000; chartered March 30, 1901; president, N. B. Dial; secretary, W. R. Richey.

The Colored Investment, Savings and Building and Loan Association, Laurens; capital stock, \$2,000; chartered April 15, 1901; president, Stobo H. Garrett; secretary, Josiah S. Hunter.

Cross Hill Oil Mill Co., Cross Hill; capital stock, \$15,000; chartered Sept. 9, 1901; president, P. S. Bailey; secretary and treasurer, P. S. Bailey.

LEXINGTON COUNTY.

Lexington Lumber Company, Lexington; capital stock, \$5,000; chartered Feb. 1, 1901; president, J. E. Hendrix; secretary, A. J. Fox.

Batesburg Lumber Co., Batesburg; capital stock, \$5,000; chartered Feb. 2, 1901; president, W. L. Rawl; secretary, T. B. Kernaghan.

Batesburg Drug Company, Batesburg; capital stock, \$1,600; chartered May 14, 1901; president, M. E. Rutland; secretary, John Fox.

Excelsior Hardware Company, Bennettsville; capital stock, \$10,000; chartered June 13, 1901; president, B. E. Moore; secretary, R. J. Patterson.

Perfection Steam Laundry, Batesburg; capital stock, 1,000; chartered Oct. 1, 1901; president, Geo. B. Timmerman; secretary, John Fox.

MARION COUNTY.

Pee Dee Naval Stores Company, Dillon; capital stock, \$5,000; chartered Jan. 1, 1901; president, R. P. Hamer, Jr.; secretary, A. F. Woods.

Latta Supply Co., Latta; capital stock, \$10,000; chartered Jan. 12, 1901; president, E. B. Berry; secretary, D. M. Dew.

Dillon Clothing Company, Dillon; capital stock, \$8,000; chartered Jan. 14, 1901; president, Max Fass; secretary, W. A. Fass.

The Farmers' Supply Company, Dillon; capital stock, \$3,000; chartered March 25, 1901; president, T. R. Alford; secretary, L. F. Johnson.

Palmetto Warehouse Company, Dillon; capital stock, \$5,000; chartered March 25, 1901; president, T. B. Stackhouse; secretary, E. L. Moore.

Dillon Hardware Company, Dillon; capital stock, \$10,000; chartered June 10, 1901; president, J. W. King; secretary, W. A. Blizzard.

Marion Stemmer Company, Marion; capital stock, \$8,000; chartered July 24, 1901; president, H. M. Willcox; secretary, M. C. Woods.

Mullins Lumber and Brick Co., Mullins; capital stock, \$15,000; chartered Oct. 5, 1901; president, Jno. B. Boatwright; secretary, H. S. Scarborough.

The Mullins Building Co., Mullins; capital stock, \$5,000; chartered Oct. 9, 1901; president, W. H. Daniel; secretary and treasurer, M. M. Byrd.

MARLBORO COUNTY.

F. P. Tatum Sons & Co., McColl; capital stock, \$20,000; chartered Jan. 7, 1901; president, W. H. Fletcher; secretary, W. R. Tatnum.

Loan and Exchange Company, Bennettsville; capital stock, \$20,000; chartered Jan. 28, 1901; president, D. D. McColl; secretary, Hugh L. McColl.

The T. B. Gibson Mercantile Company, McColl; capital stock, \$20,000; chartered Jan. 21, 1901; president, T. B. Gibson; secretary, S. F. Pegues.

The McColl Educational Society, McColl; capital stock, \$5,000; chartered Aug. 17, 1901; president, W. B. McLaurin; secretary, Luther McLaurin.

Bennettsville Drug Company, Bennettsville; capital stock, \$5,000; chartered Aug. 28, 1901; president, E. M. Rowe; secretary, F. R. Crossland.

Moore Bros., near Bennettsville; capital stock, \$10,000; chartered Sept. 7, 1901; president, J. D. Moore; secretary, M. A. J. Moore.

Clio Hardware Co., Clio; capital stock, \$5,000; chartered Oct. 29, 1901; president, A. W. Morrison; secretary and treasurer, E. P. Easterling.

NEWBERRY COUNTY.

The Culbreath Mining Company, Newberry; capital stock, \$100,000; chartered May 7, 1901; president, James McIntosh; secretary, O. M. Jamison.

Whitmire Oil and Fertilizer Company, Whitmire; capital stock, \$15,000; chartered June 12, 1901; president, D. C. Scott; cashier, E. C. Epps.

The Newberry Steam Laundry Co., Newberry; capital stock, \$2,500; chartered June 25, 1901; president, B. C. Matthews; secretary, I. H. Hunt.

The Observer Printing Company, Newberry; capital stock, \$5,000; chartered Nov. 5, 1901; president, W. H. Wallace; secretary, J. H. M. Kinard.

The Mollohon Manufacturing Company, Newberry; capital stock, \$200,000; chartered Nov. 19, 1901; president, G. W. Summer; secretary, Z. F. Wright.

OCONEE COUNTY.

Seneca Cotton Mills, Seneca; capital stock, \$200,000; chartered Feb. 1, 1901; president, L. W. Jordan; secretary, L. W. Jordan.

Seneca Iron Works, Seneca; capital stock, \$5,000; chartered April 10, 1901; president, W. O. Hamilton; secretary, J. W. Stribling.

ORANGEBURG COUNTY.

Stack & Ulmer, Elloree; capital stock, \$10,000; chartered Jan. 19, 1901; president, W. F. Stack, Jr.; secretary, E. F. Ulmer.

Shep Pearlstine Co., St. Matthews; capital stock, \$30,000; chartered Jan. 23, 1901; president, Shep Pearlstine; secretary, W. L. Cain.

The Crum Company, Rowesville; capital stock, \$10,000; chartered March 7, 1901; president, Wm. C. Crum; secretary, Wm. Rives Crum.

The People's Bank, Orangeburg; capital stock, \$30,000; chartered March 21, 1901; president, T. A. Adden; cashier, H. C. Wannamaker.

General Investment Company, Orangeburg; capital stock, \$5,000; chartered July 6, 1901; president, Robert Lide; secretary, Jas. C. Peers.

Orangeburg Brick, Lumber and Ice Co., Orangeburg; capital stock, \$2,500; chartered July 19, 1901; president, L. C. A. Roessler; secretary, W. C. Bruner.

Elloree Farmers' Exchange, Elloree; capital stock, \$10,000; chartered Sept. 2, 1901; president, D. H. Rush; secretary, E. F. Irick.

The Orangeburg and St. Matthews Telephone Co., Orangeburg; capital stock, \$15,000; chartered Nov. 8, 1901; president, W. H. Dukes; secretary, L. M. Able.

PICKENS COUNTY.

Liberty Bank, Pickens; capital stock, \$25,000; chartered Sept. 3, 1901; president, John Carter; secretary, J. H. Brown.

RICHLAND COUNTY.

Widows and Orphans' Benefit Society of Columbia, S. C., Columbia; chartered Jan. 9, 1901; president, Jas. A. Summersett; secretary, Edward J. Jones.

Bates & Walker, Columbia; capital stock, \$5,000; chartered Jan. 12, 1901; president, W. D. Bates; secretary, T. J. Walker.

Richland Distilling Company, Columbia; capital stock, \$50,000; chartered March 9, 1901; president, S. Behrmann; secretary, S. Rittenburg.

Carolina Distilling Company, Columbia; capital stock, \$75,000; chartered March 21, 1901; president, E. A. Kohn; secretary, Chas. M. Kohn.

The Workingman's Insurance Company, Columbia; capital stock, \$100,000; chartered Feb. 12, 1901; president, M. B. McSweeney; secretary, H. A. Meetze.

Norris-Cooner-King Company, Columbia; capital stock, \$100,000; chartered April 20, 1901; president, J. B. Norris; secretary, Carlton W. Sawyer.

The Columbia Real Estate and Trust Co., Columbia; capital stock, \$50,000; chartered April 2, 1901; president, E. W. Robertson; secretary, M. H. Moore.

The Stable Company, Columbia; capital stock, \$25,000; chartered June 21, 1901; president, W. B. Smith Whaley; secretary, W. R. Henderson.

Cobb-Malloj Rough and Crushed Stone Company, Columbia; capital stock, \$12,000; chartered August 14, 1901; president, Jno. L. Cobb; general manager, J. E. Malloy.

Home Mutual Life Insurance Association of South Carolina, Columbia; capital stock, \$10,000; chartered Sept. 5, 1901; president, J. A. Sheets; secretary, B. E. Johnson.

Security Building and Loan Co., Columbia; capital stock, \$400,000; chartered April 30, 1901; president, F. H. Weston; secretary and treasurer, J. P. Mathews.

Carolina Patent Co., Columbia; capital stock, \$5,000; chartered July 31, 1901; president, Norton W. Brooker; secretary, Pearson D. Brooker.

Columbia Stock and Dairy Co., Columbia; capital stock, \$10,000; chartered Nov. 2, 1901; president, J. Q. Marshall; secretary, W. W. Zealy.

Carroll-Kressel-Leslie Fish Co., Columbia; capital stock, \$1,500; chartered Nov. 25, 1901; president, F. Kressel; secretary, Thos. W. Carroll.

Columbia Fish and Ice Co., Columbia; capital stock, \$5,000; chartered Nov. 29, 1901; president, Clarence F. Halsey; secretary and treasurer, F. S. Terry.

SALUDA COUNTY.

Saluda Oil Mill Company of Saluda, S. C., Saluda; capital stock, \$15,000; chartered April 27, 1901; president, Geo. C. Wheeler; secretary, E. W. Able.

SPARTANBURG COUNTY.

A. M. Alexander Co., Spartanburg; capital stock, \$5,000; chartered Jan. 1, 1901; president, A. M. Alexander; secretary, _____.

Cowpens Cotton Oil Co., Cowpens; capital stock, \$4,000; chartered Jan. 1, 1901; president, C. B. Martin; secretary, W. B. Potter.

Spartanburg Journal Co., Spartanburg; capital stock, \$5,000; chartered Jan. 2, 1901; president, Chas. H. Henry; secretary, _____.

Supreme Lodge, Order of American Craftsmen, Spartanburg; chartered Jan. 10, 1901; supreme master, J. L. Carson; supreme secretary, Joseph L. Stoppelbein.

Inman Mills, near Inman; capital stock, \$200,000; chartered Jan. 16, 1901.

Caldwell Mercantile Co., Campobella; capital stock, \$15,000; chartered Jan. 25, 1901; president, J. B. Caldwell; secretary, T. B. Waldrop.

Chickasaw Soap Co., Spartanburg; capital stock, \$15,000; chartered Feb. 25, 1901; president, W. H. Darden; secretary, T. R. Trimmier.

Merchants and Bankers' Union of the World, Spartanburg; chartered Feb. 23, 1901; president, W. E. Maddux; secretary, H. R. Black.

The Rich Hill Oil Mill Company, Rich Hill; capital stock, \$20,000; chartered June 19, 1901; president, J. J. Tinsley; treasurer, J. J. Tinsley.

Inman Mills, near Inman; capital stock, \$100,000; chartered July 3, 1901; president, J. T. Harris; cashier, T. J. Boyd.

Bank of Woodruff, Spartanburg; capital stock, \$50,000; chartered July 24, 1901; president, Aug. W. Smith; cashier, J. R. Westmoreland.

Spartan Building and Loan Association, Spartanburg; initial capital stock, \$60,000, ultimate capital stock, \$200,000; chartered Aug. 6, 1901; president, J. M. Connor; secretary and treasurer, T. J. Boyd.

White Stone Lithia Water Company, Spartanburg; capital stock, \$25,000; chartered Sept. 12, 1901; president, J. T. Harris; treasurer, Arch. B. Calvert.

Blue Ridge Hosiery Co., Landrum; capital stock, \$20,000; chartered Feb. 25, 1901; president, Joseph Lee; secretary and Treasurer, Roland L. Lee.

SUMTER COUNTY.

The W. D. Frierson Company, in Sumter County; capital stock, \$5,000; chartered Dec. 26, 1900; president, Wm. D. Frierson; secretary, Richard M. Cantey.

The Sumter Training School for Nurses, Sumter; capital stock, \$50,000; chartered Jan. 23, 1901; president, Robt. O. Purdy; secretary, Van Talbery Hofman.

Sumter Grocery Company, Sumter; capital stock, \$3,500; chartered Jan. 29, 1901; president, W. P. Baskin; secretary, Ellisha Carson.

Witherspoon Brothers & Company, Sumter; capital stock, \$40,000; chartered May 8, 1901; president, E. L. Witherspoon; secretary, Jno. E. Whilden.

The Bishopville Masonic Hall Co., Bishopville; capital stock, \$1,000; chartered July 17, 1901; president, J. F. Woodward; secretary, W. R. Scarborough.

The Bank of Bishopville, Bishopville; capital stock, \$25,000; chartered Aug. 17, 1901; president, J. Frierson Woodward; cashier, W. R. Scarborough.

The Sumter Savings Bank, Sumter; capital stock, \$25,000; chartered Sept. 19, 1901; president, Horace Harby; cashier, Geo. L. Ricker.

The Sumter Insurance Agency, Sumter; capital stock, \$6,000; chartered Nov. 19, 1901; president, Horace Harby; secretary, I. H. Moses.

UNION COUNTY.

The Gist Ratchford Co., Carlisle; capital stock, \$3,000; chartered Jan. 25, 1901; president, Wm. E. Ratchford; secretary, Wm. A. Gist.

Union Furniture Manufacturing Company, Union; capital stock, \$7,000; chartered April 18, 1901; president, D. H. Wallace.

Mutual Dry Goods Company, Union; capital stock, \$30,000; chartered Oct. 16, 1901; president, A. H. Foster; general manager, R. P. Harvy.

Palmetto Drug Company, Union; capital stock, \$3,000; chartered Oct. 18, 1901; president, S. S. Linder, M. D.; secretary, J. D. Timmerman.

Union Hotel Co., Union; capital stock, \$30,000; chartered Aug. 28, 1901; president, A. H. Foster; secretary, E. Nicholson.

Bank of Jonesville, Jonesville; capital stock, \$25,000; chartered Nov. 1, 1901; president, Emslie Nicholson; cashier, J. H. McKissick.

The Carlisle Telephone Co., Carlisle; capital stock, \$600; chartered Nov. 2, 1901; president, W. E. Ratchford; secretary and general manager, Wm. H. Gist.

Bailey Lumber and Manufacturing Co., Union; capital stock, \$10,000; chartered Nov. 16, 1901; president, T. E. Bailey; secretary, manager and treasurer, R. L. McNally.

WILLIAMSBURG COUNTY.

C. W. Wolfe Publishing Company, Kingstree; capital stock, \$3,000; chartered Jan. 25, 1901; president, C. W. Wolfe.

YORK COUNTY.

Chicora Cotton Mills, Rock Hill; capital stock, \$60,000; chartered March 1, 1901; president, Isaac S. Cohen; secretary, Samuel Friedheim.

Rock Hill Livery Company, Rock Hill; capital stock, \$2,500; chartered April 19, 1901; president, Walter B. Kerr; secretary, Pride Ratteree.

The Journal Publishing Company, Rock Hill; capital stock, \$5,000; chartered April 27, 1901; president, J. G. Anderson; secretary, J. M. Charlotte.

The Rock Hill Wagon Works, Rock Hill; capital stock, \$7,000; chartered July 1, 1901; president, C. L. Wroton; secretary, A. A. Wroton.

Tavora Cotton Mills, Yorkville; capital stock, 40,000; chartered Aug. 13, 1901; president, Geo. H. O. Leary.

Bowling Green Knitting Mills, Bowling Green; capital stock, \$15,000; chartered Oct. 9, 1901; president, T. J. Patrick; secretary, Robt. M. Dulin.

Home Life Insurance Agency Society of the Carolinas, Yorkville; capital stock, \$400; chartered Nov. 18, 1901; president, Jno. R. Lindsay; secretary, Jas. M. Starr.

Eagle Manufacturing Co., Rock Hill; capital stock, \$5,000; chartered Nov. 19, 1901; president, J. R. Boulware; secretary, J. S. Starr.

GEORGIA.

The Dixie Seal and Stamp Co., Atlanta, Ga.; chartered Dec. 27, 1901; capital stock \$5,000; president, W. F. Cothran; secretary and treasurer, W. J. Brown.

Increase of Capital Stock.

PRIVATE COMPANIES.

Crutchfield-Tolleson Co., Spartanburg; date original charter April 6, 1898; original capital stock, \$10,000; subsequently increased to \$20,000; date increase was granted, Jan. 1, 1901; net increase, \$30,000.

Wando Lumber Company, Charleston; date original charter Oct. 24, 1899; original capital stock, \$7,900; date increase was granted, Jan. 1, 1901; net increase, \$10,538.33.

Sterling Kaolin Company, Alken; date original charter, June, 1899; original capital stock, \$15,000; date increase was granted Jan. 10, 1901; net increase \$35,000.

The Darlington Manufacturing Co., Darlington, (chartered by clerk of court Darlington Co.); date original charter, June 19, 1883; original capital stock, \$325,000; date increase was granted, Jan. 14, 1901; net increase, \$175,000.

Excelsior Knitting Mills, Union; date original charter, July 3, 1901; original capital stock, \$10,000; subsequently increased to \$50,000; date increase was granted, Jan. 18, 1901; net increase, \$150,000.

Norris Cotton Mills Co., Cateechee; date original charter, March 4, 1895; original capital stock, \$100,000; subsequently increased to \$150,000; date increase was granted, Jan. 25, 1901; net increase, \$50,000.

The Equitable Building and Loan Association of Sumter, S. C., Sumter; date original charter, Aug. 29, 1900; original capital stock, \$200,000; date increase was granted, Feb. 1, 1901; net increase, \$20,000.

Fairmont Yarn Mills, Crawfordville; date original charter, Oct. 11, 1890; original capital stock, \$50,000; date increase was granted, April 5, 1901; net increase, \$50,000.

C. C. Finklea Company, Hyman; date original charter, March 21, 1898; original capital stock, \$10,000; date increase was granted, March 25, 1901; net increase, \$10,000.

The Cheswell Cotton Mill Company, Westminster; date of original charter, Dec. 12, 1899; original capital stock, \$100,000; date increase was granted, March 28, 1901; net increase, \$100,000.

The Catawba Power Company, Rock Hill; date original charter, June 9, 1900; original capital stock, \$100,000; date increase was granted, March 29, 1901; net increase, \$50,000.

Abbeville Cotton Mills, Abbeville; date original charter, Feb. 24, 1896; original capital stock, \$65,000; subsequently increased to \$500,000; date increase granted, April 5, 1901; net increase, \$200,000.

Edgefield Building and Loan Association, Edgefield; date original charter June 19, 1899; original capital stock, \$20,000; date increase was granted, April 10, 1901; net increase, \$45,000.

Gainesville Cotton Mills, Gainesville, Ga.; date original charter, March 24, 1899; original capital stock, \$250,000; date increase was granted April 11, 1901; net increase, \$250,000.

Columbia Gas Light Company, Columbia; chartered by General Assembly 1852 (12 Stat. p. 167); original capital stock, \$50,000; date increase was granted, April 25, 1901; net increase, \$50,000.

The Cotton Oil Company, Bamberg; date original charter, May 31, 1900; original capital stock, \$25,000; date increase was granted, April 25, 1901; net increase, \$10,000.

The Standard Warehouse Company, Columbia; date original charter, Oct. 31, 1894; original capital stock, \$10,000; date increase was granted, April 30, 1901; net increase, \$50,000.

The Columbia Real Estate and Trust Company, Columbia; date original charter April 30, 1901; original capital stock, \$50,000; date increase was granted, April 30, 1901; net increase, \$200,000.

Simons-Evans Manufacturing Company, Charleston; date original charter, May 15, 1901; original capital stock, \$30,000; date increase was granted, May 15, 1901; net increase, \$20,000.

Monarch Cotton Mills, Union; date original charter, April 24, 1901; original capital stock, \$200,000; date increase was granted, May 30, 1901; net increase, \$350,000.

W. E. McKee Company, Charleston; date original charter, Feb. 25, 1901; original capital stock, \$2,500; date increase was granted, June 1, 1901; net increase, \$7,500.

The Bennettsville Manufacturing Company, Bennettsville; date original charter, March 15, 1899; original capital stock, \$100,000; date increase was granted, June 5, 1901; net increase, \$150,000.

The Geer Drug Company, Charleston; date original charter, Nov. 30, 1896; original capital, \$30,000; date increase was granted, June 15, 1901; net increase, \$70,000.

Blacksburg Spinning and Knitting Mill, Blacksburg; date original charter, April 30, 1901; original capital stock, \$15,000; date increase was granted, June 19, 1901; net increase, \$10,000.

The Dr. J. G. Wannamaker Manufacturing Company, Orangeburg; date original charter, March 1, 1888; original capital stock, \$7,000; date increase was granted, June 25, 1901; net increase, \$3,000.

Easley Cotton Mills, Easley; date original charter, March 8, 1900; original capital stock, \$200,000; date increase was granted, July 12, 1901; net increase, \$50,000.

Victor Cotton Oil Co., Gaffney; date original charter, July 24, 1899; original capital stock, \$25,000; date increase was granted, July 25, 1901; net increase, \$35,000.

The Rock Hill Buggy Company, Rock Hill; date original charter, Dec. 22, 1892; original capital stock, \$75,000; date increase was granted, Dec. 22, 1892; net increase, \$175,000.

Charleston (South Carolina) Mining and Manufacturing Company, Charleston; chartered by General Assembly, 1866; original capital stock, \$1,000,000; date increase was granted, July 26, 1901; net increase, \$2,000,000.

The Carolina Manufacturing Company, Newberry; date original charter, May 31, 1897; original capital stock, \$10,000; date increase was granted, July 31, 1901; net increase, \$40,000.

Mariboro Hardware Company, McColl; date original charter, June 8, 1899; original capital stock, \$3,000; date increase was granted, Aug. 20, 1901; net increase, \$7,000.

Wesner and White Manufacturing Company, Cameron; date original charter, May 22, 1897; original capital stock, \$5,000; date increase was granted, Aug. 31, 1901; net increase, \$10,000.

Union Furniture Manufacturing Company, Union; date original charter, April 18, 1901; original capital stock, \$7,000; date increase was granted, Sept. 9, 1901; net increase, \$8,000.

Fairfield Cotton Mills, Winnsboro; date original charter, Jan. 15, 1896; original capital stock, \$65,000; subsequently increased to \$200,000; date increase was granted, Sept. 12, 1901; net increase, \$50,000.

Laurens Furniture Manufacturing Company, Laurens; date original charter, April 5, 1900; original capital stock, \$25,000; date increase was granted, Sept. 19, 1901; net increase, \$15,000.

Richland Distilling Co., Columbia; date original charter, March 9, 1901; original capital stock, \$50,000; date increase was granted, Oct. 1, 1901; net increase, \$50,000.

Mary Louise Mills, Island Creek; date original charter, April 18, 1900; original capital stock, \$20,000; date increase was granted, Oct. 1, 1900; net increase, \$50,000.

Merchants and Farmers' Bonded Warehouse, Laurens; date original charter, June 27, 1899; original capital stock, \$6,500; date increase was granted, Oct. 14, 1901; net increase, \$5,500.

The Latta Co-Operative Tobacco Company, Latta; date original charter, April 5, 1900; original capital stock, \$3,000; date increase was granted, Oct. 19, 1901; net increase, \$7,000.

The H. K. Sturdivant Company, Greenville; date original charter, Jan. 5, 1901; original capital stock, \$20,000; date increase was granted, Oct. 21, 1901; net increase, \$30,000.

Eddy Lake Cypress Co., Port Harrelson; date original charter, May 16, 1899; original capital stock, \$20,000; date increase was granted, Oct. 24, 1901; net increase, \$12,000.

The Globe Company, Cheraw; date original charter, May 29, 1901; original capital stock, \$5,000; date increase was granted, Oct. 28, 1901; net increase, \$20,000.

Chicora College, Greenville; date original charter, April 25, 1898; original capital stock, \$10,000; date increase was granted, Nov. 2, 1901; net increase, \$40,000.

State Bank and Trust Co., Columbia; date original charter, Oct. 12, 1901; original capital stock, \$50,000; date increase was granted, Nov. 12, 1901; net increase \$50,000.

Planter's Warehouse Co., Mullins; date original charter, April 22, 1895; original capital stock, \$2,000; subsequently increased to \$7,000; date increase was granted, Dec. 2, 1901; net increase, \$2,100.

Inman Mills, Inman; date original charter, Jan. 16, 1901; original capital stock, \$200,000; date increase was granted, Dec. 9, 1901; net increase, \$300,000.

Consolidated Telephone Company of South Carolina, Columbia; date original charter, June 2, 1900; original capital stock, \$100,000; date increase was granted, Dec. 11, 1901; net increase, \$200,000.

Franklin Mills, Greers; date original charter, Sept. 19, 1900; original capital stock, \$45,000; date increase was granted, Dec. 28, 1901; net increase, \$20,000.

The State Company, Columbia; date original charter, June 24, 1895; original capital stock, \$10,000; date increase was granted Dec. 28, 1901; net increase \$90,000.

Reduction of Capital Stock.

Charleston Importing and Exporting Company, Charleston; date of original charter, Nov. 20, 1896; capital stock, \$100,000; date of reduction, Oct. 12, 1901; reduced to \$30,000.

Charters Renewed.

The Charleston Ancient Artillery Society; date of renewal, Jan. 14, 1901; renewed, in perpetuity; originally chartered by Act of the General Assembly (Vol. 8, p. 248); renewed 1823, 1839; re-chartered Feb. 26, 1869 (Vol. 18, p. 310).

Columbia Hebrew Benevolent Society, date of renewal, July 23, 1901; renewed, in perpetuity; originally chartered by Act of the General Assembly, 1834, (Vol. 8, p. 392); renewed 1869, (Vol. 14, p. 311).

G. & S. Mower Company, date of renewal, Aug. 19, 1901; renewed, in perpetuity; originally chartered by Hon. J. E. Tindall, Secretary of State, Sept. 1, 1891.

Charters Surrendered.

Pendleton Ginney Company, date certificate of surrender, Dec. 5, 1900; filed Dec. 13, 1900; signed by S. L. Eskew and D. L. Reid, committee.

Devoted Brothers and Sisters of Alken, S. C.; date certificate of surrender, July 29, 1901; filed Aug. 1, 1901; signed by Geo. Wests, president, and Agnew Abney, secretary.

Chicora Golf Club, date certificate of surrender, Sept. 20, 1901; filed Sept. 23, 1901; signed by Edward F. Mayberry, secretary and treasurer.

North Augusta Development Company; date certificate of surrender, Sept. 17, 1901; filed Sept. 23, 1901; signed by James U. Jackson, president; L. T. Tallaferro, secretary.

Union Oil and Manufacturing Company; date certificate of surrender, Oct. 7, 1901; filed Oct. 9, 1901; signed by W. E. Thompson, president and treasurer; W. M. Culp, secretary.

Citizen's Building and Loan Association; date certificate of surrender, Aug. 1, 1901; filed Oct. 26, 1901; signed by W. D. Morgan, president; J. I. Hazard, secretary and treasurer.

Greenville Drug Company; date certificate of surrender, Oct. 1, 1901; filed Nov. 1, 1901; signed by G. A. Norwood, president and director; J. B. Bruce, director and vice president; John H. Earle and S. M. Reynolds, directors.

RESOLUTIONS

OF THE

GENERAL ASSEMBLY

OF THE

STATE OF SOUTH CAROLINA.

Regular Session Beginning Tuesday, January 14, 1902.



SENATE RESOLUTIONS.

A CONCURRENT RESOLUTION

Whereas physical conditions, such as clearing and draining adjacent lands, have so changed along the head waters of the Wateree and perhaps other rivers which flow into this State from North Carolina that floods often come down upon our people unannounced, and whereas additional signal stations, it is believed, would give warning of these sudden calamities to our people having crops and stock in our river bottoms; therefore,

Be it Resolved by the Senate of South Carolina, the House of Representatives concurring, That our Senators and Representatives in Congress be requested to use their best endeavors and influence to induce the Agricultural Department of the General Government to establish additional signal stations; one at Mount Holly, N. C., in the State of North Carolina, and one at Catawba Junction, S. C., in the State of South Carolina, where full meteorological records may be kept, and full data of temperature, rainfall, stages of the water, etc., transmitted to the Weather Bureau at Washington, so that full forecasts may be published and noted by our people.

Resolved, That two engrossed copies hereof be transmitted, one by the Clerk of the Senate and one by the Clerk of the House, to our Senators, to be submitted by them to the Representatives in Congress from this State, and that they together take such steps in the premises as their wisdom may dictate.

In the Senate.

Columbia, S. C., Feb. 6, 1902.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL,
Clerk of the Senate.

In the House.

Columbia, S. C., Feb. 6, 1902.

The House agrees to the Concurrent Resolution and orders same returned to the Senate with concurrence.

By order of the House.

TOM C. HAMER,
Clerk.

A CONCURRENT RESOLUTION

Be it Resolved by the Senate, the House of Representatives concurring, That a copy of House Bill No. 407 be substituted for the original Bill, it having been lost, and that the Clerk of the Senate and House of Representatives be required to make the proper endorsements on the said copy as appears from Journals of the two Houses.

In the Senate.

Columbia, S. C., January 22, 1902.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL,
Clerk of the Senate.

In the House.

Columbia, S. C., Jan. 23, 1902.

The House agrees to the Concurrent Resolution and orders same returned to the Senate with concurrence.

By order of the House.

TOM C. HAMER,
Clerk.

A CONCURRENT RESOLUTION

As to the Louisiana Purchase Exposition.

Be it Resolved by the Senate, the House of Representatives concurring, That it be referred to the Finance Committee of the Senate and the Ways and Means Committee of the House to inquire and

report if in their judgment the State of South Carolina should be represented at the Louisiana Purchase Exposition to be held at St. Louis; and if so, in what way it should be represented and what amount of money will be necessary.

In the Senate.

Columbia, S. C., Feb. 6, 1902.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL,
Clerk of the Senate.

In the House.

Columbia, S. C., Feb. 6, 1902.

The House agrees to the Concurrent Resolution and orders same returned to the Senate.

By order of the House.

TOM C. HAMER,
Clerk.

A CONCURRENT RESOLUTION

Be it Resolved by the Senate, the House of Representatives concurring, That a Bill for a special charter, to wit: A Bill to incorporate the Charleston Union Station Company, be, and the same hereby is allowed to be, introduced, in accordance with the requirements of the Constitution of this State.

In the Senate.

Columbia, S. C., Jan. 17, 1902.

The Senate agrees to the Resolution by a two-thirds vote, and orders that it be sent to the House of Representatives.

By order of the Senate.

ROBERT R. HEMPHILL,
Clerk of Senate.

In the House.

Columbia, S. C., Jan. 18, 1902.

The House agrees to the Concurrent Resolution by a two-thirds vote, and orders same returned to the Senate with concurrence.

By order of the House.

TOM C. HAMER,
Clerk.

A CONCURRENT RESOLUTION

Be it Resolved by the General Assembly of South Carolina :

SECTION 1. That the thanks of the General Assembly be, and they are hereby, extended to Senator J. S. Brice and Representatives James R. Coggeshall and A. McIver Bostick for the highly satisfactory manner in which they have performed their duty in awarding the contract for the publication of the State Reports.

SEC. 2. That the contract heretofore made by said Committee be approved and ratified, and said Committee is hereby directed to file said contract with the Clerk of the Supreme Court, to be kept on file in said office.

In the Senate.

Columbia, S. C., Jan. 31, 1902.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL,
Clerk of the Senate.

In the House.

Columbia, S. C., Feb. 1, 1902.

The House agrees to the Concurrent Resolution and orders same returned to the Senate with amendments.

By order of the House.

TOM C. HAMER,
Clerk.

A CONCURRENT RESOLUTION

Be it Resolved by the Senate, the House of Representatives concurring, That the General Assembly adjourn *sine die* on February 15th, 1902.

In the Senate.

Columbia, S. C., Jan. 31, 1902.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL,
Clerk of the Senate.

In the House.

Columbia, S. C., Feb. 18, 1902.

The House agrees to the Concurrent Resolution with amendment (fixing day of adjournment 22d Feb), and orders same returned to the Senate as amended.

By order of the House.

TOM C. HAMER,
Clerk.

In the Senate.

Columbia, S. C., Feb. 20, 1902.

The Senate agrees to the amendment proposed by the House fixing the time for adjournment on the 22d inst.

By order of the Senate.

ROBERT R. HEMPHILL,
Clerk of the Senate.

A CONCURRENT RESOLUTION.

Whereas it appears from the statements of the Conferees on the part of the Senate upon the differences between the two Houses upon a Bill to amend an Act entitled "An Act to provide for the County government of the various Counties of this State," approved the 6th day of March, 1899, that the report of the Committee on

Free Conference upon said Bill was signed under misapprehension induced by misrepresentations made to them by one of the Conferees on the part of the House of Representatives; now

Be it Resolved by the Senate, the House of Representatives concurring, That it be referred to the Judiciary Committees of the two Houses or a sub-committee appointed by them to inquire into and investigate the circumstances surrounding the report of said Conference Committee on said Bill, with power to sit during the recess and to send for persons and papers and examine the same, and to employ a stenographer; and that the said Committee do report their findings to the next General Assembly.

In the Senate.

Columbia, S. C., Feb. 22, 1902.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL,
Clerk of the Senate.

In the House.

The House agrees to the Concurrent Resolution, and orders it to be returned to the Senate.

By order of the House.

TOM C. HAMER,
Clerk.

A CONCURRENT RESOLUTION.

Be it Resolved by the Senate, the House of Representatives concurring:

First, That the thanks of the General Assembly are due and are hereby tendered to the officers and managers of The South Carolina Inter-State and West Indian Exposition Company for the many courtesies shown during its recent visit to the Exposition at Charleston.

Second, That the wisdom of the appropriation made to the said Exposition by the General Assembly at its last session may now be fully attested by the personal observation of every citizen and visitor.

Third, That the said Exposition is hereby commended for its beauty, scope and marvellous excellences ; and the people of the State are exhorted to personally patronize and inspect the same in order that our great enterprise may attain that success and usefulness which it so richly deserves.

Resolved further, That the thanks of the General Assembly be, and are, also tendered to the Southern and Atlantic Coast Line Railway Companies for the excellent transportation facilities afforded the members of the General Assembly, their families and the attaches of said Assembly in going to and returning from said Exposition.

In the Senate.

Columbia, S. C., Feb. 10, 1902.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL,
Clerk of the Senate.

In the House.

Columbia, S. C., Feb. 11, 1902.

The House agrees to the Concurrent Resolution by a rising unanimous vote of the House, and orders same returned to the Senate with concurrence.

By order of the House.

TOM C. HAMER,
Clerk.

HOUSE RESOLUTIONS.

January 14:

Mr. MOSES introduced the following Resolution, which was agreed to:

Resolved, That the Clerk of the House inform the honorable the Senate that this House has met, in accordance with the requirements of the Constitution, and are ready to proceed with the business of the session.

Mr. TATUM offered the following Resolution, which was agreed to:

Resolved, That a Committee of three be appointed by the Speaker to wait upon his Excellency the Governor, and inform him that the House is in session and ready to receive any communication he may see fit to make.

Mr. BEAMGUARD offered the following Resolution, which was considered immediately and agreed to:

Resolved, That the Speaker appoint a committee of three (3) to ascertain what vacancies are to be filled by elections at this session, and report to the House the earliest day practicable on which elections may be held.

Mr. SINKLER offered the following Resolution, which was considered immediately and agreed to:

Resolved, That so much of the Governor's Message as relates to the lost or destroyed bonds of the State belonging to the President, Directors and Company of the State Bank, together with Bill No. 293 upon the Calendar, on the same subject, be referred to the Judiciary Committee.

January 15:

Mr. DORROH:

Resolved, That a Committee of three members be appointed by the Speaker to draft and bring in a Bill to create a police court for cities of more than 10,000 inhabitants wherein the office of Recorder is not already established by law.

Read and agreed to.

January 16:

Mr. WINGO introduced the following:

Resolved, That the Journals of the preceding day be placed upon the desks of the members of the House fifteen minutes before each daily session.

Which was considered immediately and agreed to.

January 20:

Mr. W. J. JOHNSON:

Resolved, That since the close of last session the House has heard with profound sorrow of the death of Hon. E. B. Ragsdale, late a member of the House from the County of Fairfield, and Hon. G. J. Redfearn, late a member from the County of Chesterfield, and Hon. J. B. Bates, late a member from the County of Barnwell.

Resolved, That the House do make it a special order on Friday, Jan. 24th, 1902, at 12 o'clock M., to pay tribute to the memory of the deceased members.

Resolved, That the Senate be invited to attend the ceremonies.

Which was agreed to.

January 21:

Mr. J. P. THOMAS, JR., offered the following Resolution, which was considered immediately and agreed to:

Resolved, That the Secretary of State be, and he is hereby authorized to obtain a bid or bids for the repair of the mace of the State, and for providing the same with a metallic case for the care and protection of the same.

Mr. M. L. SMITH offered the following Resolution, which was considered immediately and agreed to:

Whereas the Assistant Clerk of this House, Mr. J. P. Richards, has recently died; now be it

Resolved, That there be memorial services held in the Hall of this House on Friday, January 24th, at 12 M., in connection with the services held in memory of the deceased members of the House.

January 23:

Mr. BACOT offered the following Resolution:

Be it Resolved, That this House do accept the invitation extended by the Georgia and South Carolina Good Roads Congress and by the citizens of Augusta, Ga., to attend the session of said Congress to be held at Augusta, Ga., on Friday, 24th January, 1902.

Considered immediately and laid on the table.

January 24:

Mr. W. J. JOHNSON offered the following Resolution:

Whereas since the last adjournment of the House of Representatives an All-wise Providence has removed from us, by death, the Hon. E. B. Ragsdale, a member from the County of Fairfield; Hon. G. J. Redfearn, a member from the County of Chesterfield, and Hon. J. B. Bates, a member from the County of Barnwell, and Dr. J. P. Richards, the Assistant Clerk of the House; therefore,

Be it Resolved, That while we bow in meek submission to the will of Almighty God, we realize the great loss sustained by the State in the death of three of our most valuable members and of the Assistant Clerk.

, Resolved, That the House hereby records its high appreciation of the distinguished services of the said deceased members.

Resolved, That we hereby tender our deepest sympathy to the bereaved families in the irreparable loss they have sustained in common with this House, and that copies of these resolutions, suitably engrossed, be sent by the Clerk to the said families.

Resolved, further, That as a token of respect to the memory of the said deceased members the House do now adjourn.

Adopted unanimously by a rising vote.

January 25:

Mr. MOSES offered the following:

Resolved, That the Sergeant-at-Arms purchase a sufficient number of baskets, and place at the members' desks, so that the floor will not be littered with papers.

Which was agreed to.

January 28:

Mr. WESTON introduced the following:

Resolved, That the use of the Hall of the House of Representatives be, and the same is hereby, tendered to the Good Roads Convention, now in session in this city, from 12 o'clock M. on Thursday, the thirteenth instant, for the remainder of said day and night.

Which was agreed to.

January 29:

Mr. EFIRD offered the following Resolution:

Resolved, That the House of Representatives at 3:30 P. M., Thursday, 30th instant, attend in a body the experiments now being made in this city by the Good Roads Convention.

Which was agreed to.

February 3:

Mr. COSGROVE presented the following:

Resolved, That a committee of three be appointed by the Speaker to act with a like committee from the Senate, to make arrangements for the reception of the delegation from the Louisiana Purchase Exposition Company.

Which was agreed to:

February 4:

Mr. W. J. JOHNSON offered the following:

Resolved, That the introduction of all Bills and Joint Resolutions, except through Standing Committees, be discontinued after Monday, February 10, 1902.

Ordered for consideration tomorrow. Not agreed to.

Mr. J. B. SMITH offered the following:

Be it Resolved by the House of Representatives, That the right to use the hall of this House shall not be granted or extended to any club or other social organization for the purpose of conducting therein a ball or other like festivity.

Ordered for consideration tomorrow. Not agreed to.

Br. BACOT introduced the following Resolution:

Resolved, That no Bill can be introduced after Wednesday, 12th February, 1902.

Which was agreed to:

February 13:

Mr. DEBRUHL offered the following:

Resolved, That the invitation of the South Carolina Bar Association to attend the meeting of said Association and hear the address of Hon. W. C. Benet on tomorrow evening at 8 o'clock be accepted, and that the use of the hall of the House of Representatives be tendered to said Association for tomorrow evening.

On motion of Mr. HARDIN, the Resolution was adopted and the invitation accepted.

Mr. PRINCE offered the following Resolution:

Resolved, That for remainder of morning sessions only uncontested matters be taken up for consideration.

Which was not agreed to.

February 15:

Mr. WINGO offered the following Resolution:

Resolved, That the Calendar be taken up regularly, beginning with special orders and calling each Bill as it is reached.

Second, That House Bills shall not be called when the same Bill is on the Calendar as a Senate Bill.

Ordered for consideration tomorrow. Tabled.

Mr. BACOT offered the following:

Resolved, That it be referred to the Committee on State House and Grounds to investigate the disgraceful and wretched condition of the State House, upon which so much money has already been spent, and to fix the responsibility therefor; and that the Committee make a report to the House as speedily as possible.

Which was agreed to:

February 17:

Mr. W. J. THOMAS introduced the following Resolution, which was considered immediately and agreed to:

Be it Resolved by the House of Representatives that 1 o'clock P. M., Wednesday, Feb. 19, 1902, be set apart as the hour for the consideration of the Resolutions relative to the death of the Hon. B. H. Theus, late member of the House of Representatives from Hampton County.

Mr. MAULDIN introduced the following Resolution, which was considered immediately and agreed to:

Resolved, That from this date until the end of the present session all speeches by members of the House be limited to five minutes.

February 18:

Mr. MOSES offered the following Resolution, which was considered immediately and agreed to:

Mr. MOSES: *Resolved*, That all House Bills or Joint Resolutions requiring three readings that do not receive the second reading tonight be stricken from the Calendar.

February 19:

Mr. W. J. THOMAS offered the following Resolution:

Whereas it has pleased the All-Wise Ruler of the Universe in His wisdom to remove from our midst the Hon. Bailey H. Theus, late

member of the House of Representatives from Hampton County, and

Whereas our feelings of regard and respect for our late associate lead us to pay a tribute of respect to the memory of our deceased brother; therefore

Be it Resolved, First, That in the death of the Hon. Bailey H. Theus the House of Representatives of South Carolina has lost one of its most earnest, faithful and useful members, and South Carolina an honorable and faithful citizen.

Second, That we hereby extend to the family of our departed brother the deepest sympathy in this the hour of their grief and sorrow, and in their behalf we invoke of Him who is the Father of us all that comfort and consideration which He alone can bestow to the stricken and sore in heart.

Third, That this preamble and these resolutions be entered upon the Journal of the House of Representatives, and a page of the Journal be devoted to the memory of our departed brother, and a copy of these resolutions be engrossed by the Clerk of this House and forwarded to the family of the deceased.

W. J. THOMAS, Ch'm. Com.
J. G. WOLLING,
HENRY B. RICHARDSON,
G. W. CROFT,
J. B. MORRISON.

Unanimously agreed to by a rising vote.

February 22:

Mr. BACOT offered the following Resolution, which was unanimously agreed to by a rising vote:

Be it Resolved, That this House, and each and every member thereof, individually as well as officially, desires to place on record full acknowledgement and appreciation of the untiring energy and exalted character and eminent ability of the Hon. W. F. Stevenson, the distinguished Speaker of this House, which is about to adjourn *sine die*. During the two years of his Speakership he has upheld the dignity and honor of the House and the State at large, and has commanded the respect and regard of all with whom he has been associated.

May his future aspirations be happily consummated, and may his past successes be stepping stones to higher honors.

Mr. GASTON offered the following Resolution, which was unanimously agreed to:

Whereas the closing hours of the session of 1901 and 1902 have now been reached and the termination of this session, which has been one of peculiar pleasures and of exceptional opportunities to the members, suggests the appropriateness of parting words of regard and esteem among those bound together by lasting ties of friendship formed during this period of service; be it

Resolved, That the House does hereby express and tender its unqualified sentiment of sincere regard and cordial esteem for the Hon. W. F. Stevenson, who has presided as Speaker during this session with characteristic firmness and impartiality and has by his courteous and universally competent and efficient rulings aided in the orderly and successful dispatch of the business of the House and shed additional renown and lustre upon a State already noted for its distinguished sons; and it is with genuine feelings of appreciation that we do now wish our beloved and respected Speaker "God speed."

Mr. BACOT offered the following Resolution, which was unanimously agreed to:

Resolved, That the thanks of this House are due and hereby tendered to the affable, efficient and obliging Clerk, Mr. Tom C. Hamer, whose sickness during the last day or two of the session is deeply deplored, and also to the courteous and painstaking Assistant Clerk, Mr. J. Wilson Gibbes, for serving the members of the House so well and so acceptably.

Also, Resolved, That appreciation of the services of Mr. J. S. Withers as Reading Clerk; Mr. W. G. Hollis, as Bill Clerk; Mr. W. E. Cook, as Journal Clerk; Mr. J. S. Wilson, as Sergeant-at-Arms, and Mr. J. N. Pearman, as keeper of the Speaker's room, and of each and every attache and employee of the House be recorded.

Mr. LOGAN offered the following Resolution, which was unanimously agreed to:

Resolved, That the thanks of the House are due, and are hereby tendered to the representatives of the press, Mr. August Kohn of The News and Courier, and Mr. William Banks of The State, for their fair and impartial reports of the proceedings of the House, for which they are eminently noted.

Mr. EFIRD offered the following Resolution:

Resolved, That a Committee of three be appointed to wait on his Excellency the Governor and ascertain if he have any further communication to make to the General Assembly, as this body is now ready to adjourn *sine die*.

Considered immediately and agreed to.

HOUSE CONCURRENT RESOLUTIONS.

January 14:

Mr. BACOT introduced the following Resolution, which was considered immediately, agreed to, and sent to the Senate for concurrence:

Be it Resolved by the House of Representatives, the Senate concurring, That the ceremonies attending the presentation and reception of the tablet to Gov. Glenn donated to the State by the Hon. John B. Cleveland, be postponed from this evening to tomorrow evening at 8 o'clock, and that Mr. Cleveland be invited to be present.

Returned same day by Senate with concurrence.

Mr. PRINCE offered the following Concurrent Resolution, which was considered immediately, agreed to and ordered sent to the Senate for concurrence:

Be it Resolved by the House of Representatives, the Senate concurring, That the two Houses do meet in Joint Assembly in the Hall of the House of Representatives on Friday next, the 17th inst., at 12 M., for election of the following officers, to wit: A Judge of the First Circuit, a Judge of the Second Circuit, a Judge of the Third Circuit, a Judge of the Fourth Circuit, a Judge of the Sixth Circuit, a Judge of the Eighth Circuit and one Associate Justice of the Supreme Court.

Jan. 21.—Senate amendments agreed to.

January 15:

H. 628.—Mr. W. J. JOHNSON:

Whereas the recent findings of the so-called Court of Inquiry, appointed by the Navy Department of the United States, to investigate the conduct of Rear Admiral Winfield Scott Schley, the hero of Santiago, is in direct conflict with the evidence adduced at said Court of Inquiry, and is calculated to injure the fair name of the great naval commander, whose magnificent achievements and glor-

ious victories in the harbor of Santiago, on July 3, 1898, practically ended the Spanish-American war; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the thanks of every true American citizen is due to the great naval chieftain who so bravely and fearlessly and almost alone held the American colors to the breeze during the greatest naval conflict of modern times.

Resolved, further, That all the efforts of the envious conspirators to defame the character and good name of the gallant Schley is hereby condemned in unmeasured terms as deserving the contempt of every fair-minded American.

Be it further Resolved, That the opinion and finding of Admiral Dewey be, and is hereby, endorsed as the proper opinion justified by law and the evidence adduced before the said Court of Inquiry.

Ordered for consideration tomorrow.

January agreed to and sent to the Senate.

January 24 returned by the Senate with concurrence.

H. 639.—Mr. BEAMGUARD: A Concurrent Resolution:

Be it Resolved by the House of Representatives, the Senate concurring, That the two Houses meet in joint session on Thursday, the 16th day of January, 1902, at 12 M., for the purpose of electing the following officers and trustees:

1. A Commissioner of State Dispensary.
2. A Chairman of the State Board of Directors.
3. Two Directors of the Dispensary.
4. Two Directors of the State Penitentiary.
5. Two Trustees of the South Carolina College.
6. Two Trustees of Winthrop Normal and Industrial College.
7. Three Trustees of Clemson Agricultural College.
8. One member Board of Visitors of South Carolina Military Academy.
9. Two Trustees of the State Colored Normal and Industrial College.

Ordered for consideration tomorrow.

Amended Jan. 16 as follows, on motion of Mr. BEAMGUARD:

"By striking out Thursday, 16th, and inserting in lieu thereof Friday, 17th."

"By adding at end of Concurrent Resolution the following: Nomi-

nations to be made without speeches and not more than two seconds to any one nomination."

Ordered sent to the Senate.

February 21, amended by Committee of Free Conference and concurred in by both Houses.

January 21:

H. 728.—Mr. SPEARS: A Concurrent Resolution to appoint a committee to inquire into the matter of railroad passes.

Which was referred to the Committee on Railroads.

January 22:

H. 739.—Mr. WILSON: A Concurrent Resolution:

Be it Resolved by the House of Representatives, the Senate concurring, That the invitation extended by the "Georgia and South Carolina Good Roads Congress," and by the citizens of Augusta, Georgia, to attend the session of said Congress to be held at Augusta, Georgia, be accepted for Friday, January 24th, 1902.

Which was considered immediately, agreed to, and sent to the Senate.

January 23, Senate refused to concur.

H. 743.—Mr. GALLUCHAT: A Concurrent Resolution:

Resolved by the House of Representatives, the Senate concurring, That a Committee consisting of three, one to be appointed by the President of the Senate and two to be appointed by the Speaker of the House of Representatives, be appointed to confer with "The South Carolina Inter-State and West Indian Exposition Company," and ascertain what provisions can be made for free transportation of the needy Confederate veterans of the State to the Charleston Exposition, in pursuance of the Concurrent Resolution passed at the last session of this General Assembly to that effect; and that said Committee report its action at this session as soon as possible.

Which was considered immediately, agreed to and sent to the Senate.

January 24, returned by the Senate with concurrence.

January 23:

Mr. RICHARDS offered the following Concurrent Resolution:

Be it Resolved by the House of Representatives, the Senate concurring, That a Joint Committee, consisting of one member of the

Senate, to be appointed by the President of the Senate; and two members of the House of Representatives, to be appointed by the Speaker of the House of Representatives, is hereby created for the purpose of examining the accounts, books and vouchers of the State Treasurer, the Comptroller General and the Sinking Fund Commission, as required by law, which Committee shall report the result of their examination to the next session of this General Assembly.

Ordered for consideration tomorrow.

February 1, agreed to and sent to the Senate.

February 3, returned by the Senate with concurrence.

January 25:

Mr. BACOT offered the following Concurrent Resolution:

H. 859.—Mr. BACOT: A Concurrent Resolution:

Be it Resolved by the House of Representatives, the Senate concurring, That the cordial invitation tendered by the Board of Directors of the South Carolina and West Indian Exposition Company to visit in a body, at such time as may best suit their convenience, the Exposition now being held in the City of Charleston, be accepted, and that Friday and Saturday, the 7th and 8th days of February, 1902, be fixed as the official days for such visit.

The House agreed to the Concurrent Resolution and ordered same sent to the Senate for concurrence.

January 29, returned by Senate with concurrence.

January 28:

H. 891.—Mr. W. J. JOHNSON: A Concurrent Resolution:

Be it Resolved by the House of Representatives, the Senate concurring, That a Committee, to consist of one Senator, to be appointed by the President of the Senate, and two members of the House, to be appointed by the Speaker, be appointed to examine the accounts, vouchers and books of the State Dispensary according to law, and to report to the next session of the General Assembly.

Ordered for consideration tomorrow.

February 14, tabled and withdrawn from the files of the House.

January 30:

Mr. J. P. THOMAS, JR., offered the following:

H. 925.—Mr. J. P. THOMAS, JR.: A Concurrent Resolution:

Be it Resolved by the House of Representatives, the Senate con-

currence, That a Bill to amend an Act entitled "An Act to grant certain powers to the Bishop and Standing Committee of the Protestant Episcopal Church for the Diocese of South Carolina," approved February 20th, 1880, and to substitute in their place another Board of Trustees, be allowed to be introduced, and when so introduced may pass the same as other Bills.

Agreed to by a unanimous vote and sent to the Senate.

January 31, returned by Senate with concurrence.

January 31:

Mr. RICHARDS introduced the following:

H. 958.—Mr. RICHARDS: A Concurrent Resolution:

Be it Resolved by the House of Representatives, the Senate concurring, That the members of the General Assembly receive no per diem from the State for the day or days spent at the Charleston Exposition in pursuance of the invitation to this body to visit said Exposition.

Ordered for consideration tomorrow.

February 6, indefinitely postponed on motion of Mr. DOMINICK.

February 3:

Mr. BACOT presented the following:

H. 976.—Mr. BACOT:

Be it Resolved by the House of Representatives, the Senate concurring, That a Committee, consisting of one Senator, to be appointed by the President of the Senate, and three members of the House of Representatives, to be appointed by the Speaker, be appointed to make all necessary arrangements for the visit of the General Assembly to the South Carolina Inter-State and West Indian Exposition on Friday next.

Which was agreed to and ordered sent to the Senate for concurrence.

February 4, returned by the Senate with concurrence.

Mr. J. P. THOMAS, JR., offered the following:

H. 978.—Mr. J. P. THOMAS, JR.: A Concurrent Resolution to add a new Rule to the Joint Rules, to be known as Rule IX.

Be it Resolved by the House of Representatives, the Senate concurring, That Joint Rules be, and the same are hereby, amended by adding thereto a new Rule, to be known as Rule IX., as follows:

Rule IX. In a Joint Assembly, when a vote is being taken, no member may change his vote after it has been announced and re-

corded, but a member who did not vote when his name was called may do so before the result of the vote has been duly announced.

Which was agreed to and ordered sent to the Senate for concurrence.

February 6, returned by the Senate with amendment, which was agreed to.

Mr. COSGROVE presented the following:

H. 977.—Mr. COSGROVE: A Concurrent Resolution:

Resolved, That the House of Representatives, the Senate concurring, meet with the Senate in Joint Assembly in the House of Representatives on Wednesday evening next, February 5th, 1902, at 8 o'clock, for one hour, for the purpose of hearing the delegation from the Louisiana Purchase Exposition Company having in charge the management of the World's Fair to be given at St. Louis in 1903.

Which was agreed to and ordered sent to the Senate for concurrence.

February 4, returned by the Senate with concurrence.

February 4:

Mr. LYLES offered the following:

H. 1017.—Mr. LYLES: A Concurrent Resolution to investigate the affairs of the State Dispensary.

Whereas there are rumors being circulated charging a lack of business methods in the purchasing of liquors and other supplies by the State Board of Directors of the Dispensary; and

Whereas the books of the institution show that during the past two years the stock on hand in State and County Dispensaries has been increased from \$430,959 to \$647,420; and

Whereas it is due to the people of the State and to the Board of Directors that the rumors and statements should be investigated; now, therefore,

Be it Resolved by the House of Representations, the Senate concurring:

SECTION 1. That a Committee, consisting of three members on the part of the House, to be appointed by the Speaker, and two members on the part of the Senate, to be appointed by the President of the Senate, be, and are hereby, appointed for the purpose of investigating the affairs of the State Dispensary.

SEC. 2. That the said Committee shall have the right to employ an expert bookkeeper and a stenographer and to fix their compensation.

Said Committee shall have power to send for persons and papers, to swear witnesses, to require the attendance of any party or parties whose presence shall be deemed necessary, and to investigate fully all transactions concerning the management and conduct of the State Dispensary, the granting and revoking of privileges to sell beer and other intoxicants to tourists and tourists' hotels and individuals, the purchase of wines, liquors, beer and all other supplies to said Dispensary by the State Board of Directors; and said Committee shall have power and authority to take charge of all books, papers and vouchers connected with said Dispensary.

SEC. 3. That said Committee, at any time they deem is necessary, may call to their assistance the Attorney General of the State.

SEC. 4. That said Committee shall report its findings to the Governor as soon as it may be able to conclude its findings, together with the testimony taken during the investigation, and such recommendations as they may deem proper.

SEC. 5. That said Committee shall be allowed as compensation for their services while engaged in the performance of their duties the same per diem and mileage as now allowed members of the General Assembly.

Ordered for consideration tomorrow.

February 20, tabled and withdrawn from the files of the House.

February 6:

Mr. GASTON introduced the following Concurrent Resolution:

H. 1042.—Mr. GASTON: A Concurrent Resolution to allow a Bill for a special charter to be introduced for the purpose of incorporating the Mt. Pleasant and Georgetown Railway Company.

Be it Resolved by the House of Representatives, the Senate concurring, That permission be, and the same is hereby, granted for the introduction of a Bill for the purpose of incorporating and chartering under the laws of the State of South Carolina the Mt. Pleasant and Georgetown Railway Company.

Unanimously agreed to and sent to the Senate.

February 10, returned by Senate with concurrence.

Mr. BACOT introduced the following Concurrent Resolution, which was considered immediately, agreed to and ordered sent to the Senate:

H. 1032.—Mr. BACOT: A Concurrent Resolution:

Whereas the President of the United States is expected to pass the Capital City of the State on Tuesday, the 11th day of February, 1902, on his way through the State to Charleston; be it

Resolved by the House of Representatives of the State of South Carolina, the Senate concurring, That a Special Committee of South Carolina's General Assembly, consisting of three Senators (to be named by the President of the Senate) and five members of the House (to be named by the Speaker of the House) be appointed to meet the President of the United States on his arrival at the Union Depot at Columbia, for the purpose of welcoming him to the State and of conveying to him the respectful greetings of the people of the State through their Representatives.

Returned same day by Senate with concurrence.

February 11:

Mr. MOSES introduced the following Resolution, which was considered immediately, agreed to and ordered sent to the Senate for concurrence:

H. 1087.—Mr. MOSES: A Concurrent Resolution:

Be it Resolved by the House of Representatives, the Senate concurring:

Whereas the Board of Directors of the South Carolina Interstate and West Indian Exposition Company did extend an invitation to the General Assembly to visit the said Exposition now being held in the City of Charleston under the endorsement of the State of South Carolina and the City of Charleston; and

Whereas the General Assembly did accept said invitation and visited the said Exposition on the 7th and 8th of February; and

Whereas the members of the General Assembly deem it proper to express to the Board of Directors of the Exposition Company and to the people of the State at large their opinion of the said Exposition;

Be it Resolved, That, having viewed the Exposition, the grounds, buildings and exhibits therein contained, we unhesitatingly and unqualifiedly say to the management of the Exposition, and to the people of South Carolina, that we found the Exposition in every respect far in excess of our expectations; that in many ways there are object lessons to be seen of advantage to every citizen of our State.

Resolved, That it is the opinion of the Legislature that a special South Carolina Day should be named, and suggest March 20th as a suitable day, and we recommend to the people of the entire State that they assemble at the Exposition on that date, and inspect the resources and industries of our State, so fully exhibited in South Carolina's building, as well as to see the great industries and resources of other sections of our country, and to be able to judge justly of a city and its people who conceived and carried through a project that will unquestionably be of great advantage to the entire State and its people.

Resolved, further, That the Governor be, and is hereby, authorized and requested to have these Resolutions published throughout the State, and to arrange through the State Exposition Commission for such public exercises on the Exposition grounds, etc., as he may deem necessary on that date.

February 13, returned by Senate with concurrence.

February 13:

Mr. DEAN introduced the following Concurrent Resolution, which was considered immediately, agreed to and ordered sent to the Senate for concurrence:

H. 1082.—Mr. DEAN: A Concurrent Resolution:

Be it Resolved by the House of Representatives, the Senate concurring, That, whereas great good would result to the people of this State from a visit to the South Carolina Inter-State and West Indian Exposition at Charleston, the railroads of the State are hereby petitioned to make the cost of travel to and from said Exposition as cheap as possible, so as to enable the people to visit the elaborate and extensive exhibit to be seen at the Exposition.

February 17, returned by Senate with concurrence.

Mr. DORROH introduced the following Resolution, which was ordered for consideration tomorrow:

H. 1101.—Mr. DORROH: A Concurrent Resolution:

Be it Resolved by the House of Representatives, the Senate concurring, That February 26th instant be, and is hereby, fixed as the day upon which this General Assembly shall adjourn *sine die*.

February 19, tabled and withdrawn from the files of the House.

Mr. FREEMAN introduced the following Resolution, which was considered immediately and agreed to:

H. 1102.—Mr. FREEMAN: A Concurrent Resolution:

Be it Resolved by the House of Representatives, the Senate concurring, That a Bill to amend the charter of the Bennettsville and Osborne Railroad Company shall be allowed to be introduced and passed.

Unanimously agreed to and sent to the Senate.

Returned same day by Senate with concurrence.

Mr. HARDIN introduced the following Resolution, which was considered immediately, agreed to and sent to the Senate for concurrence:

H. 1103.—Mr. HARDIN: A Concurrent Resolution:

Resolved by the House of Representatives, the Senate concurring, That a Committee, consisting of one from the Senate and two from the House, be appointed to investigate the charitable and penal institutions of the State, under the provisions of the Act of 1897, Vol. XXII., Statutes at Large, page 492.

February 13, returned by Senate with concurrence.

February 14:

Mr. LOCKWOOD introduced the following Resolution, which was considered immediately, agreed to and sent to the Senate for concurrence:

H. 1123.—Mr. LOCKWOOD: A Concurrent Resolution:

Be it Resolved by the House of Representatives of the State of South Carolina, the Senate concurring, That the Bill now before the Congress of the United States entitled "A Bill to promote the efficiency of the Revenue Cutter Service," is believed to be a just and meritorious measure and calculated to increase the efficiency of the public service, and to that end the measure is commended to the Senators and Representatives from this State in Congress.

February 17, returned by Senate with concurrence.

February 17:

Mr. ASHLEY introduced the following Resolution, which was agreed to and sent to the Senate for concurrence:

H. 1129.—Mr. ASHLEY: A Concurrent Resolution:

Be it Resolved by the House of Representatives, the Senate concurring, That a Committee of three, consisting of one member from the Senate, to be appointed by the President thereof, and two members from the House of Representatives, to be appointed by the

Speaker thereof, be at once appointed, for the purpose of framing and proposing a general oyster, terrapin and fish bill; and that the said Committee be required to make a report of their investigation to the General Assembly as soon as practicable, and they shall receive the same per diem and mileage as members of the General Assembly for not more than 10 days.

February 19, returned by the Senate without concurrence.

Mr. BACOT introduced the following Resolution, which was ordered for consideration tomorrow:

H. 1138.—Mr. BACOT: A Concurrent Resolution memorializing the Representatives and Senators in Congress from South Carolina to prepare and urge the passage of a Bill refunding to the cotton-growing States the cotton tax collected from said States immediately after the War Between the States.

Whereas there was collected by the United States Government during the years 1865 and 1866 and 1867 the sum of sixty-six millions of dollars or thereabouts as taxes on the cotton grown in certain ten cotton-growing States; and

Whereas the said money is now in the treasury of the United States, and the collection has been declared to have been unconstitutional by the Supreme Court of the United States; and

Whereas the money so collected justly belongs to the people of the States from whom it was collected, and should be restored to them in a way to do the most good; and

Whereas the greater portion of said money was paid by Confederate soldiers, many of whom are now in indigent circumstances, and justice demands that they should have the benefit of the money so collected; therefore, be it

Resolved, That the Representatives and Senators in the Congress of the United States from the State of South Carolina be requested to prepare and urge the passage of a Bill refunding to the said ten cotton-growing States the money so collected, so as to give one-tenth of the money annually for the term of 10 years to said States, the same to be equally divided between them and thereupon to be used solely for the purpose of pensioning indigent ex-Confederate soldiers and sailors and their wives and servants engaged with them in the War Between the States under such laws as each of such States may enact.

The Resolution was never considered.

Mr. BACOT introduced the following Resolution, which was considered immediately, agreed to and ordered sent to the Senate:

H. 1170.—Mr. BACOT: A Concurrent Resolution:

Be it Resolved by the House of Representatives, the Senate concurring, That it is the sense and wish of the General Assembly of the State of South Carolina, now met and sitting in General Assembly, that the General Assembly of one of her original sister States, New York, which is now in session, should make a special visit, both officially and individually, to the South Carolina Inter-State and West Indian Exposition, now being held at Charleston, and to continue up to the 1st day of June, A. D. 1902; and that the said General Assembly of the great State of New York be invited and urged so to do.

Returned same day by Senate with concurrence.

Mr. DEBRUHL introduced the following Resolution, which was considered immediately, agreed to, and sent to the Senate for concurrence:

H. 1172.—Mr. DEBRUHL: A Concurrent Resolution memorializing the Representatives and Senators in Congress from the State of South Carolina to prepare and urge the passage of a Bill or Bills for refunding of the cotton tax collected, and also for refunding the proceeds of sale of cotton seized by the General Government, immediately after the War Between the States.

Whereas there was collected by the United States government during the years 1865, 1866 and 1867, the sum of sixty-six million dollars, or thereabouts, as taxes on cotton grown in certain ten cotton-growing States; and

Whereas during the War Between the States, and immediately thereafter, in the said ten States there was seized a large quantity of cotton from private owners thereto by the authority of the United States government, the proceeds of sale of which are in the possession of the government of the United States; and

Whereas the Supreme Court of the United States has declared the said collection of tax and the said seizure of cotton from private owners thereof to have been unlawful; now, therefore,

Be it Resolved by the House of Representatives, the Senate concurring, That the Senators and Representatives in Congress of the United States from the State of South Carolina be, and they are hereby, requested to prepare and urge the passage of necessary legislation by Congress for the refunding of the said cotton tax and of

the said proceeds of sale of the said cotten seized as aforesaid, to those entitled thereto, on such terms and after such proofs as Congress may prescribe.

Resolved, further, That a copy of these Resolutions, suitably engrossed, and duly signed by the President of the Senate and the Speaker of the House, and by the Clerks of the two Houses, be transmitted by mail to the said Senators and Representatives for their consideration and attention.

Returned same day by Senate with concurrence.

February 22:

Mr. BACOT introduced the following Resolution, which was considered immediately, agreed to and sent to the Senate for concurrence:

H. 1178 (S. 887).—Mr. BACOT: A Concurrent Resolution: On having read and adopted the report of the Judiciary Committee of the Senate and House in the matter of the investigation below referred to:

Be it Resolved by the House of Representatives, the Senate concurring, That there be allowed to the six members of the sub-committee of the Judiciary Committees of the Senate and House, charged with the investigation of the circumstances surrounding the report of the Free Conference Committee on a Bill to amend an Act entitled "An Act to provide for the County government of the various Counties of this State," approved the 6th day of March, 1899, the same per diem and mileage (while engaged in such investigation) as are allowed by law to members of the General Assembly—and that an account therefor be rendered by them to the next General Assembly.

Returned same day by Senate with concurrence.

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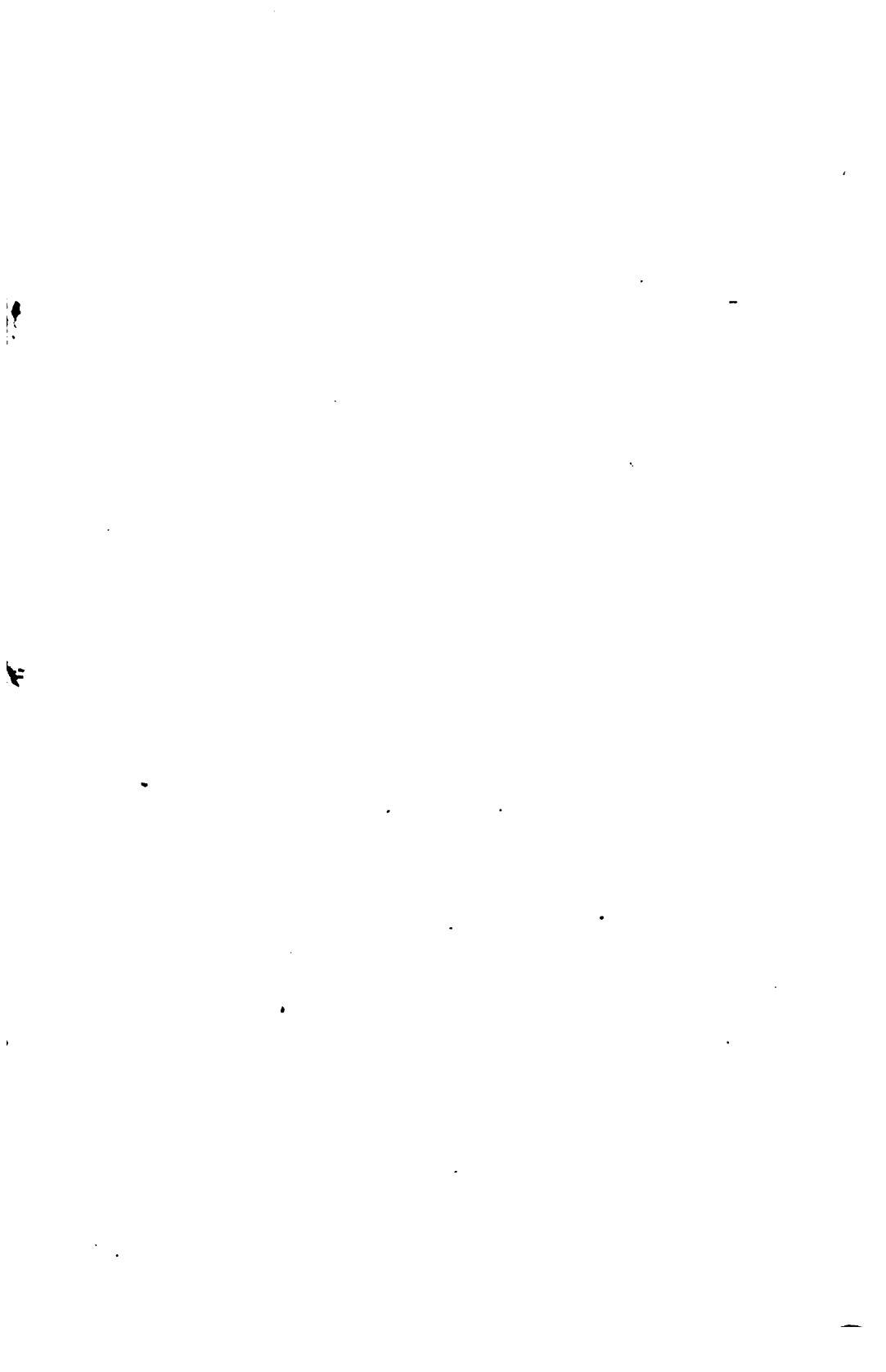
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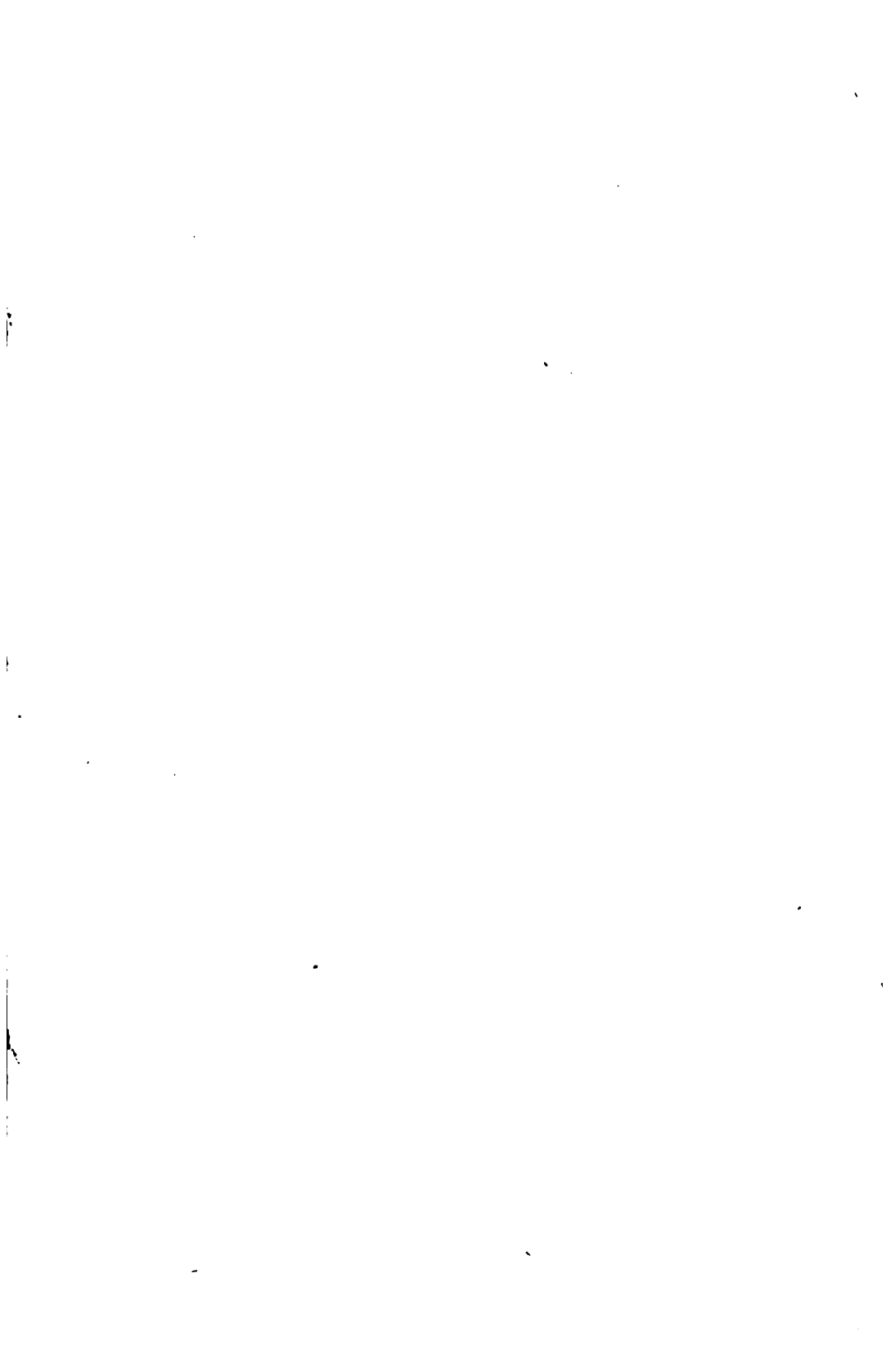
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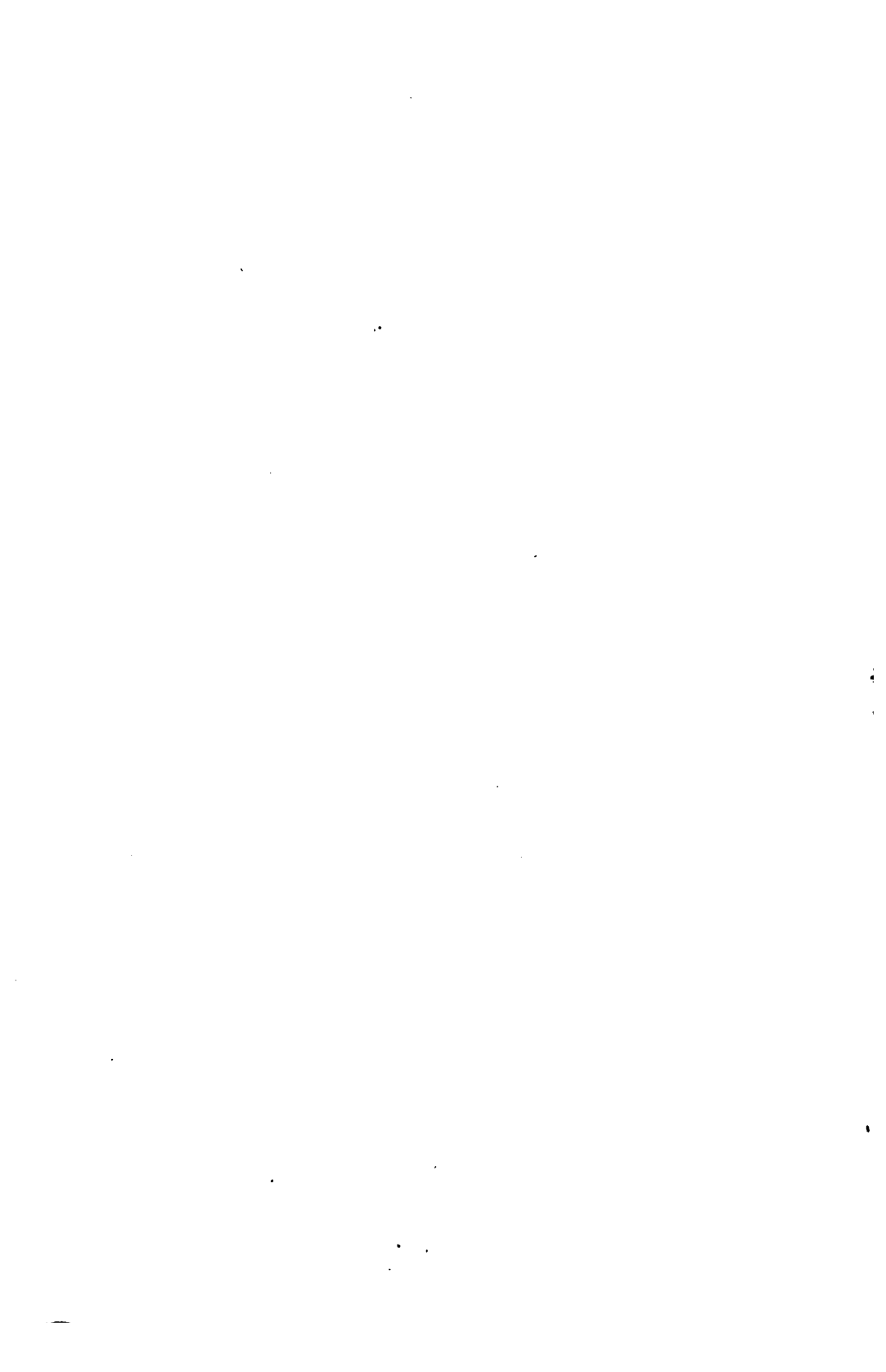
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